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PRIVATE ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SIXTH LEGISLATURE.

AT ITS SESSION, HELD IN JANUARY, 1826.

PUBLISHED AGREABLY TO THE RESOLVE OF THE 29th OF JUNE, 1820.

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SPECIAL LAWS
OF THE
STATE OF MAINE,

PASSED BY THE SIXTH LEGISLATURE AT ITS SESSION IN JANUARY, 1826.

CHAPTER CCCLX,

AN ACT to incorporate a Society for the benefit of the Penobscot Indians.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Stephen S. Crosby, Daniel Pike and Jacob McGaw, be, and they, together with their associates and successors, hereby are constituted a body politic and corporate, by the name of "The Society for the benefit of the Penobscot Indians;" with power to prosecute and defend suits at law; to have a common seal, and to change the same; to make any by-laws for the convenient management of their affairs, not repugnant to the laws of the State; to choose such officers as they may deem proper for carrying into effect the objects of their association; to take and hold any property, real or personal, by gift, grant, devise, lease or otherwise, the annual income of which shall not exceed the sum of two thousand dollars; to receive all property or monies which may heretofore have been given or subscribed for the uses and objects of said society; and to give, grant, bargain, sell or lease the same, in such way or man-*

Persons incorporated.

Powers.

May hold estate.

Conveyances
how made.

First meeting.

Powers restrict-
ed.

ner, as may best promote the objects of said society: And all deeds or conveyances thereof, signed by the Treasurer of said Society, and under the seal of said corporation, and duly executed and acknowledged by direction of the Trustees of said Society, shall be good and valid in law.

SECT. 2. *Be it further enacted*, That the first meeting of said society shall be holden at such time and place, as Jacob McGaw, one of the number, shall direct; he giving reasonable notice thereof to the other associates.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Jan. 20, 1826.]

Three Stockhol-
ders authorized
to call meeting.

Notice to be giv-
en.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That any three Stockholders of the United Marine and Fire Insurance Company in Portland, be, and they are hereby authorized and empowered to call a meeting of said Company, whenever they shall think it necessary, by publishing notice thereof, three weeks successively, in one of the newspapers published in Portland.

[Approved by the Governor, Jan. 20, 1826.]

CHAPTER CCCLXI.

AN additional ACT respecting the United Marine and Fire Insurance Company in Portland.

Persons incorpo-
rated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That David C. Burr, John Dennis, John Neal, Joseph Sawyer, and Nathan W. Stevens, with their associates and successors, be, and

CHAPTER CCCLXII.

AN ACT to incorporate the Morning Star Lodge.

they hereby are incorporated into a body politic, by the name of The Morning Star Lodge; with power to prosecute and defend suits at law; ^{Powers, &c.} to have a common seal, which they may change at pleasure; to make any by-laws for the management of their affairs, not repugnant to the laws of the State; to take and hold, for charitable and benevolent uses, any real estate, to the value of three thousand dollars, and any personal estate to the value of five thousand dollars, and to give and grant, or bargain and sell the same; and with all the powers and privileges usually granted to other societies, instituted for similar purposes.

SECT. 2. *Be it further enacted*, That the first meeting of said corporation shall be held at such time and place, and be notified in such manner, ^{First meeting.} as a majority of the persons named herein may direct.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, ^{Powers restricted} restricted, or annulled at the pleasure of the Legislature.

[Approved by the Governor, Jan. 20, 1826.]

CHAPTER CCCLXIII.

AN ACT to change the name of the town of Joy.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That from and after the passage of this Act, the town of Joy, in the County of Kennebec, shall be known and called by the name of Montgomery; any law to the contrary notwithstanding.

[Approved by the Governor, Jan. 23, 1826.]

CHAPTER CCCLXIV.

AN ACT to incorporate the Waterford Canal Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* Persons incorporated. That James Russell and Charles Russell, both of Waterford, in the County of Oxford, be, and they hereby are, constituted a body politic and corporate, by the name of the Waterford Canal Company, for the purpose of making and maintaining a slip or canal, past and by certain mills on crooked river, in said town of Waterford, called and known by the name of Russell's Mills; canal where to be made; and constructed. said slip or canal to be made in such a manner, as to be safe and convenient for the passage of logs and timber through the same; and said corporation are hereby vested with power to prosecute and defend, by their corporate name, suits at law; to have a common seal, which they may change at pleasure; to make any by-laws, convenient for the management of their affairs, not repugnant to the laws of the State, and generally to have and enjoy such powers and privileges as are usually granted to similar corporations.

SECT. 2. *Be it further enacted,* Toll established. That a toll be, and hereby is, established and granted, for the use of said corporation, at the rate of one cent for every log or piece of timber which shall pass through said slip or canal.

SECT. 3. *Be it further enacted,* First meeting. That the first meeting for the organizing of said corporation, may be notified and held at such time and place as the said James Russell may direct.

SECT. 4. *Be it further enacted,* Powers restricted. That the powers granted by this Act, may be enlarged, restricted, or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Jan. 23, 1826.]

CHAPTER CCCLXV.

AN ACT to divide the South Parish, and to establish the East Parish, in Augusta.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the South Parish in Augusta, be divided, and all that part of said South Parish, which is situated on the East side of the Kennebec river, with the inhabitants thereon, be incorporated into a Parish by the name of the East Parish in Augusta: subject to the provisions of an Act, entitled "an Act concerning Parishes," passed March thirteenth, one thousand eight hundred and twenty-one.

SECT. 2. *Be it further enacted,* That any Justice of the Peace, for the County of Kennebec, be authorized to issue his warrant, calling a meeting of the inhabitants of said East Parish, at such time and place, in said Parish, as he may deem proper, for the choice of all such Parish officers as may be necessary to the management of the affairs of said Parish.

[Approved by the Governor, Jan. 23, 1826.]

CHAPTER CCCLXVI.

AN ACT to incorporate the Benevolent Society of Bowdoin College.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Robert P. Dunlap, Ebenezer Everett, Alpheus S. Packard, Charles Packard, John McKeen, David Dunlap, Charles S. Daveis, Edmund T. Bridge, Edward E. Bourne, their associates and successors, be, and they hereby are, incorporated into a body politic, by the name of the Benevolent Society of Bowdoin College, for the purpose of assisting indigent young men of promising talents, and of good moral character, in procuring an education at this College;

Powers, &c.

with power to sue and be sued; to have a common seal and to change the same; to make by-laws for the management of their affairs, not repugnant to the laws of this State; to take and hold, for said charitable and benevolent uses, any estate, real or personal, to the value of five thousand dollars, and to give, grant, bargain and sell the same; and with all the privileges usually granted to other institutions, established for purposes of charity and benevolence.

May hold estate, &c.

Officers.

Treasurer to give bond.

Meetings where to be held.

First how called.

Powers restricted

SECT. 2. *Be it further enacted*, That the officers of the corporation shall be a President, Treasurer and Secretary, with such others as may be required by the by-laws. The Treasurer shall give bonds, with two or more sufficient sureties, for the faithful performance of the duties of his office, to be deposited with the Secretary or some other officer, to be designated by vote of the Association.

SECT. 3. *Be it further enacted*, That all the meetings of said corporation shall be held in the town of Brunswick, the first meeting at such time and place as a majority of the persons herein before named shall direct, by advertising the same, for three weeks successively, in some public newspaper printed in the town of Portland.

SECT. 4. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restrained or repealed, at the pleasure of the Legislature.

[Approved by the Governor, Jan. 24, 1826.]

CHAPTER CCCLXVII.

AN ACT to divide the town of Machias, and incorporate the towns of West Machias, East Machias, and Machias Port.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That all that part of the town of Machias, in the County of Washington, which lies south of the following described line, viz.: beginning

Machias Port in incorporated.

at the easterly line of said town, two miles from the southeast corner thereof, and running a straight course to the north east corner of land of John C. Jones, formerly owned by James Gooch; thence by the north line of said land to the western corner thereof; thence by the west line of said lot, southerly, to land of Ephraim Hadley; thence on said Hadley's northerly line, to the creek; thence by said creek, and the middle of the channel of East River, till it intersects the channel of West River; thence by the middle of the channel of West River, to where the Boundaries. dividing line between land of Francis Libby and Henry Cates would, if continued, intersect said channel; thence on the said dividing line of Cates and Libby, to the head of said Libby's lot; thence by the head of the said Libby's lot, to the south west corner of the same; thence by the head of the Plinney Lot, so called, to land of James Crocker; thence by said Crocker's north line, to the north west corner of his lot; thence south to the north line of lot number sixty-three, second division, upon E. Waterhouse, jun'r's plan; then following the north line of said lot number sixty-three, to the north west corner thereof; thence southward by the west lines of lots number sixty-three, sixty-two, sixty-one and sixty, upon the said plan, to land of William Holway; thence by said Holway's west line, to Little Kennebec Bay; with the inhabitants thereof, be, and the same hereby is, incorporated into a town, by the name of Machias Port; with all the powers and privileges which other towns in this State enjoy.

SECT. 2. *Be it further enacted*, That all that part of said Machias, which lies north of the West Machias incorporated. afore described line, and west of the following described line, viz.: beginning at the middle of the channel of West River, where the west line of the lot whereon Joseph Hoit lives, would, if continued, intersect the said channel, and running by the said west line, and the west line of Daniel

Hoit's lot, to land of John Dickinson; thence westward by the heads of the several lots laid out fronting on West River and Middle River, to the west corner of the school lot; thence by the west line of the said school lot to land of Thomas Gardner; thence by said Gardner's south and west lines, and by the heads of the several lots laid out fronting on Hadley's Lake, northward, to lot number one hundred and thirty-six, on the plan aforesaid; thence by the south line of the said lot number one hundred and thirty-six, to the south west corner thereof; thence by the west line of lots number one hundred thirty-six, one hundred thirty-five, one hundred thirty-four, one hundred thirty-three, one hundred thirty-two, one hundred thirty-one, and one hundred and thirty, to lot number one hundred twenty-nine, upon the same plan; thence north, ten degrees west, to the north line of Machias; be, and the same hereby is, with the inhabitants thereof, incorporated into a town, by the name of West Machias; with all the powers and privileges which other towns in this State enjoy.

East Machias incorporated. **SECT. 3. Be it further enacted,** That all that part of Machias aforesaid, which lies north of said Machias Port, and East of said West Machias, be, and the same is hereby, with the inhabitants thereof, incorporated into a town, by the name of East Machias; with all the powers and privileges which other towns in this State enjoy.

SECT. 4. Be it further enacted, That the property belonging to the said town of Machias, except the books and papers, shall be sold, and the proceeds thereof, and of the credits and taxes due to the said town, shall, after discharging the debts and liabilities of the same, incurred previous to the passing of this Act, and after discharging the expenses of settling the concerns of the said town, be divided among the said towns of West Machias, East Machias, and Machias Port, in proportion to the estates in said towns respectively, according to the valuation for asses-

Property, how divided, &c.

sing taxes the last year. And if the proceeds of the said property, credits and taxes, shall be insufficient to meet such expenses and liabilities, the said towns of West Machias, East Machias, and Machias Port, shall be held to contribute therefor in the same proportion.

SECT. 5. *Be it further enacted*, That all persons, now chargeable to the said town of Machias, as paupers, and all persons, who, having a settlement in Machias, but removed therefrom, and not having gained a settlement elsewhere, shall hereafter become chargeable, as paupers, shall, if born in Machias, have their settlement in that town, within the limits of which they were born; and if not born in Machias, shall have their settlement in that town, where they have usually resided.

SECT. 6. *Be it further enacted*, That notwithstanding this division of the town of Machias, the inhabitants thereof shall continue, in their corporate capacity, liable to sue and be sued, for the purpose of collecting and receiving all taxes and debts due to the said town; of discharging all the contracts or other liabilities thereof, incurred prior to the passing of this Act, and of disposing, and dividing the proceeds of the property of the said town, according to the provisions of this Act. And the Treasurers of the said towns of West Machias, East Machias, and Machias Port, shall, *ex officiis*, be a committee for the said purposes, with power to appoint a Treasurer of the corporation, who shall succeed to all the powers and duties of Treasurer of the town of Machias, to examine and adjust all accounts and demands against the same, and draw all necessary orders upon the said Treasurer; to commence and prosecute any suit in the name of the inhabitants, and to defend any suit, complaint or indictment, which is or may be brought against the same. And they shall decide by lot, which of the said towns of West Machias and East Machias, shall have the custody of the books,

Paupers, how supported.

Machias still to continue a corporation for certain purposes.

Treasurers of the new towns to be a committee for certain purposes.

Records how disposed of.

records and papers of the said town of Machias.

SECT. 7. *Be it further enacted,* That any Justice of the Peace in the County of Washington, may call a town meeting for the choice of town officers, and other business usually transacted at annual town meetings, in either of the said towns by this Act incorporated, by posting up notices thereof at some public places in such town, seven days before such meeting. And the same Justice shall preside at such meeting, until a moderator is chosen.

First meeting,
how called, &c.

Provision for the
choice of repre-
sentative, &c.

SECT. 8. *Be it further enacted,* That until the next apportionment of Representatives, the said towns of West Machias, East Machias, and Machias Port, shall constitute a district for electing one Representative in the Legislature of the State. And the meeting of the Selectmen of the said towns, for ascertaining the election of Representative, according to the provisions of the Constitution, shall be appointed and notified by the Selectmen of West Machias.

Courts, where held
&c.

SECT. 9. *Be it further enacted,* That all Courts heretofore held in that part of Machias, which is, by this Act, incorporated as West Machias, shall be held at said West Machias, at the times by law established. And all suits and matters pending in, and all writs, precepts, processes, and recognizances, returnable to either of the said Courts to be holden at Machias, shall be returned to, entered, proceeded upon, and heard at said Courts, to be held at West Machias.

[Approved by the Governor, Jan. 24, 1826.]

CHAPTER CCCLXVIII.

AN ACT to incorporate the Proprietors of the Central Burying Ground, in Waldoborough.

Persons incorpo-
rated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Henry Flagg, William Sproul, and Denny McCobb, their associates and successors,

be, and they hereby are constituted a body politic and corporate, by the name of the Proprietors of the Central Burying Ground, in Waldoborough; and by that name may prosecute and defend suits at law; with power to have and use a common seal; to make and establish any by-laws, for the convenient management of their concerns, not repugnant to the laws of the State; and may hold, possess and use, for the purposes of their incorporation, any estate real or personal now in their possession, or which may hereafter be given or granted to them for like purposes; and to make and apportion any taxes or assessments upon the owners or proprietors of the lots or plats in said burying ground, and to levy and collect the same on the personal estate of the several owners and proprietors aforesaid, in such manner and form as may be directed in the by-laws or regulations of said corporation, for the purpose of maintaining and keeping in repair the walls, gates and other fixtures, which said corporation may deem necessary for maintaining and keeping their enclosure in suitable order and condition as a decent burying ground.

SECT. 2. *Be it further enacted*, That any one of the persons named in this Act, may call a meeting for the purpose of organizing said corporation, at such time and place as may be convenient, giving reasonable notice thereof to the other members.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Jan. 26, 1826.]

CHAPTER CCCLXIX.

AN ACT to incorporate the town of Cutler.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the Plantation number eleven, in the County of Washington, bounded northerly by Plantation number twelve, easterly by Plantation number nine, southerly by the Bay of Fundy, and westerly by Machias Bay, so called, together with the Island called Cross Island, and other small Islands southerly of said Plantation in said Bay of Fundy, and between said Cross Island on the west, and the east line of said Plantation number nine, extended southerly into said Bay of Fundy on the east, with the inhabitants thereof, be, and they hereby are, incorporated into a town by the name of Cutler; and the inhabitants of said town are hereby vested with all the powers, privileges and immunities, which the inhabitants of towns within this State, do or may by law enjoy.

SECT. 2. *Be it further enacted,* That any Justice of the Peace within said County, is hereby empowered to issue his warrant to some inhabitant in said town, directing him, in such mode as said Justice shall direct, giving seven days notice at least, to notify the inhabitants thereof, to meet at such time and place as he shall appoint, to choose such officers as other towns are empowered to choose at their annual town meetings.

SECT. 3. *Be it further enacted,* That the said town of Cutler shall be entitled to vote in the choice of a Representative to the Legislature of this State, in the same class, and in the same manner, as it was allowed and authorized to do, previous to the passing of this Act.

[Approved by the Governor, Jan. 26, 1826.]

Boundaries.

Powers.

First meeting.

Notice.

Provision for the
choice of repre-
sentative.

CHAPTER CCCLXX.

AN ACT to set off a tract of land from Vienna to Mount Vernon.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That all that part of the town of Vienna, which lies southwardly and eastwardly of a line or boundary, commencing at the southwest corner of a pond called Flying Pond, and running by said pond northerly, as far as the north west corner of the town of Mount Vernon, be, and the same hereby is annexed to said town of Mount Vernon, together with the polls and estates thereby included; said tract containing about one hundred acres: Provided however, That the proprietors of said tract, hereby set off, shall be holden to pay all assessments made on the same, remaining unpaid, to said town of Vienna.

[Approved by the Governor, Jan. 28. 1826.]

CHAPTER CCCLXXI.

AN ACT to incorporate the Proprietors of North Turner Bridge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Sylvanus Andrews, Edward Blake, Isaac Leavitt, Aaron Brown, Nathaniel Perley, Aaron Soule, William Henry Brettun and Gideon Owen, with their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name of the Proprietors of North Turner Bridge; and by that name may prosecute and defend suits at law; may have and use a common seal, which they may change at pleasure; may make any by-laws for the convenient management of their concerns, not repugnant to the laws of the State; and may choose a Clerk and such other officers as may be necessary for managing the business of said corporation.*

Persons incorporated.

Powers, &c.

Officers.

SECT. 2. *Be it further enacted, That said Bridge shall be erected over and across Andros-*

Bridge where to be erected ; dimensions and construction.

coggin river, where the county road from Paris to Augusta leads over said river, connecting the north part of Turner, in Oxford County, with Leeds, in Kennebec ; and shall be from shore to shore constructed of good and sufficient materials, and of suitable height from the water ; of a breadth not less than eighteen feet, well covered with plank or timber, and with sufficient rails on each side for the safety of passengers ; and said Bridge shall be so constructed, as to leave sufficient passage ways for the transportation of logs or timber, and for the passage of boats and other water craft.

SECT. 3. *Be it further enacted*, That a toll be, and hereby is established, for the benefit of said proprietors and the support of said Bridge, according to the following rates, viz. : for each foot passenger, two cents ; one person and horse, six cents ; cart, sled or sleigh, drawn by one horse, ten cents ; each team, including cart, waggon, sled or sleigh, drawn by two beasts, twelve and a half cents ; and for every additional beast above two, two cents ; each single horse and chaise, chair or sulkey, sixteen cents ; each coach, chariot, phaeton or curricle, drawn by two horses, thirty-five cents ; and for every additional beast, two cents ; neat cattle, horses, mules or asses, exclusive of those ridden or in carriages, two cents each ; sheep and swine, half a cent each ; and to each team, one person only, shall be allowed, as a driver, to pass free of toll : And on days of military parade, all officers and soldiers of the militia, with their baggage, when going to or returning from any place of military duty, and all persons attending funerals, shall be permitted to pass said Bridge, free of toll : And, at all times, when the toll gatherer shall not attend his duty at said Bridge, the gate or gates shall be left open : And the toll shall commence on the first opening of said Bridge for passengers, to be collected as may be prescribed by said corporation : *Provided however*, That the rates

Certain persons exempted.

of toll, established by this Act, shall be liable to be altered, at any time hereafter, by law: And the proprietors aforesaid, shall, at all times, keep, at the place for collecting the toll, a sign, fairly exposed to view, on which the rates of toll, hereby established, shall be legibly written.

Rates of toll liable to revision after ten years.

SECT. 4. *Be it further enacted*, That, if the said corporation shall neglect or refuse, for the space of four years, from the passing of this Act, to build and complete said Bridge, then this Act shall be void.

Act to be void in case the Bridge be not erected in a certain time.

SECT. 5. *Be it further enacted*, That Edward Blake and William H. Brettun, or either of them, may call the first meeting of said corporation, to be held at such time and place as they may deem most convenient, giving reasonable notice to the other proprietors, before said meeting, by posting up written notifications, at some public places in the towns of Turner and Livermore, at least seven days before the day of such meeting; and the certificate of such notice, taken upon oath, and recorded among the records of said corporation, shall be deemed sufficient proof of such notice.

First meeting

Notice.

SECT. 6. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

Powers restricted

[Approved by the Governor, Jan. 28, 1826.]

CHAPTER CCCLXXII.

AN ACT to set off Cornelius Thompson, and his estate, from Bowdoin to Lisbon.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Cornelius Thompson, together with his estate and polls, at the time of the passing of this Act, lying, or having been assessed for taxes, in the town of Bowdoin, be, and the same hereby are set off from the town of Bowdoin aforesaid, and

Estate set off.

Excepting, &c. annexed to the town of Lisbon; saving and excepting that part of the estate of said Cornelius Thompson, and now in his possession, which is called and known by the name of the Tracy lot: *Provided however,* That said Cornelius shall be held to pay all taxes now assessed upon him, or his estate, in said town of Bowdoin, previous to the passing of this Act.

Proviso.

[Approved by the Governor, Jan. 31, 1826.]

CHAPTER CCCLXXIII.

AN ACT to incorporate the Penobscot Lodge.

Persons incorporated. SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Joseph Kelsey, Joseph Prescott and Daniel Ladd, their associates and successors, be, and they hereby are constituted a body politic and corporate, by the name of Penobscot Lodge; with power to prosecute and defend suits at law; to have and use a common seal; to make and establish any by-laws, for the convenient management of their affairs, not repugnant to the laws of the State; to take and hold for charitable and benevolent purposes any real estate to the value of three thousand dollars, and any personal estate to the value of five thousand dollars, and to give, grant, bargain or sell the same; and with all other powers and privileges usually granted to other societies instituted for purposes of charity and beneficence.

Powers, &c.

May hold estate, &c.

First meeting.

SECT. 2. *Be it further enacted,* That the first meeting of said corporation shall be held at such time and place, and be notified in such manner, as a majority of the persons named in this Act shall direct.

Powers restricted. SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 4, 1826.]

CHAPTER CCCLXXIV.

AN Additional ACT to prevent the destruction of Fish in Denny's River and Pinmaquan.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the several provisions of an Act, passed February third, one thousand eight hundred and twenty-four, entitled "An Act to prevent the destruction of the fish called Salmon and Alewives, on Denny's river and Pinmaquan, in the County of Washington," be, and they hereby are extended to the towns of Charlotte, Baring and Cooper, and to the Plantation number fourteen, so far, as they may be applicable thereto; and said towns and plantation shall have the same rights and powers to prevent the destruction of the fish aforesaid in their waters, as are granted in the Act aforesaid to the town of Dennysville and Plantation number ten; and all persons offending against the provisions aforesaid, shall be subject to such penalties, and such proceedings shall thereupon be had, as are directed and prescribed in the Act aforesaid, subject to the restrictions and limitations therein contained.

Provisions of former Act extended to certain towns and plantation.

Powers of such towns and plantation.

Penalties.

[Approved by the Governor, Feb. 4, 1826.]

CHAPTER CCCLXXV.

AN ACT authorizing the town of Bowdoinham to build a free Bridge.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the town of Bowdoinham, in the County of Lincoln, is hereby authorized to build, and, it shall be its duty to maintain, and keep in good repair, a Bridge over the eastern branch of Cathance river, in said town, for the accommodation of travellers, free of toll: *Provided*, said town shall always keep open sufficient passages and sluice ways for gondolas and rafts.

Town authorized to build a Bridge over east branch Cathance River.

Proviso.

[Approved by the Governor, Feb. 4, 1826.]

CHAPTER CCCLXXVI.

AN ACT to establish the Portland Marine Railway.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That William Woodbury, Philip Greely, William Wood, William Swan, and Jonathan Tucker, all of Portland, in the County of Cumberland, and such other persons as have associated, and may hereafter associate themselves with them, be, and they hereby are, made a body politic and corporate, by the name of the Portland Marine Railway, for the purpose of making and supporting a Marine Railway in the town of Portland; and by that name, they, and their successors, may sue and be sued; and generally do and execute whatever by law shall appertain to bodies politic and corporate, and shall be capable in law to take and hold, in fee simple, or otherwise, any lands or tenements and personal estate, not exceeding, in the whole, the sum of thirty thousand dollars; and shall also have power to sell, demise, exchange or otherwise dispose of, or manage all or any part of their lands, tenements, and personal estate aforesaid, for the benefit of said corporation; and shall also have a common seal, which they may break, alter and renew at their pleasure.*

SECT. 2. *Be it further enacted, That said corporation may make, establish and put in execution such by-laws and regulations as may be necessary for the government of said corporation: Provided, That in no case, the same shall be repugnant to the laws and constitution of this State. And for the well governing of said corporation, and management of their property, they shall have power to elect such officers as they shall hereafter think proper, and change and remove such officers at pleasure; and, at all meetings, each proprietor present, shall be entitled to one vote for each of his shares; and any*

Persons incorporated.Powers, &c.May hold estate, &c.Officers.

absent proprietor may in like manner vote by proxy, authorized in writing.

SECT. 3. *Be it further enacted*, That the whole property of said corporation shall be divided into such number of shares as the corporation shall hereafter direct; and said shares shall be considered in all respects as personal estate; and the said corporation shall have power, from time to time, to assess upon each of said shares, such sums of money, as may be deemed necessary for the purposes of said corporation; and for the payment of any such assessments the said corporation shall have power, after notice given, pursuant to their by-laws, in that behalf, to sell and dispose of the shares of delinquent proprietors, in such time and manner as the said corporation may determine; and in case of any sale of such shares aforesaid, a deed or deeds duly executed and acknowledged by any person authorized by said corporation, and recorded in their records, shall be as effectual to convey such delinquent proprietor's estate and interest in such shares, as if such deed had been made and executed by such proprietor himself.

SECT. 4. *Be it further enacted*, That the first meeting of said corporation shall be called either by personal notice to each of the proprietors, or by an advertisement in one or more public newspapers printed in Portland aforesaid; such notice or advertisement to be at least seven days before the day of such meeting; and at said first meeting, or any other legal meeting, said corporation may agree on the mode of calling and warning their annual and other meetings.

SECT. 5. *Be it further enacted*, That the several persons here before named, or any two of them, be, and they hereby are authorized to call said first meeting in manner aforesaid.

SECT. 6. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 6, 1826.]

Property divided
into shares, &c.

Assessments may
be made, &c.

First meeting,
how called, &c.

Powers restricted

CHAPTER CCCLXXVII.

AN ACT to set off certain inhabitants from Steuben to Cherryfield.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That John Patten and others, now included within the limits of the town of Steuben, be, and they hereby are, together with their polls and estates, annexed to the town of Cherryfield, so far as their estates may be comprehended within the limits of a line described as follows: beginning at the northeast corner of Steuben, and running west, five hundred and thirty-six rods on Cherryfield line; thence south, one hundred rods; thence west, twenty rods; thence south, one hundred rods; thence west, twenty rods; thence south, eighty-eight rods; thence east, fifty-one rods; thence south, one hundred rods; thence east, eight rods; thence south, one hundred rods; thence east, sixteen rods; thence south, one hundred rods; thence east, forty-eight rods; thence south, two hundred sixty-four rods; thence east, sixty-four rods; thence south, one hundred thirty-six rods; thence east, one hundred twenty-eight rods; thence south, one hundred sixty rods; thence east, one hundred rods; thence north, fifty-six rods; thence east, one hundred and seventy-two rods, to the eastern line of Steuben; thence running north, on the line between Harrington and Steuben, to the first mentioned point: Provided however, That the persons hereby set off from said town of Steuben and annexed to Cherryfield, shall be holden to pay all taxes assessed against them in said town of Steuben, prior to the passing of this Act.

[Approved by the Governor, Feb. 6, 1826.]

Persons and
Property set off.

Proviso.

CHAPTER CCCLXXVIII.

AN ACT to incorporate the Solar Lodge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Zina Hyde, John Elwell and Matthew B. Plumstead, their associates and successors, be, and they hereby are constituted a body politic and corporate, by the name of Solar Lodge ; and by that name may prosecute and defend suits ^{Persons incorporated.} at law ; with power to have and use a common seal ; to make and establish any by-laws, for the convenient management of their affairs, not repugnant to the laws of this State ; to take and ^{Powers, &c.} hold for charitable and benevolent purposes any real estate to the value of three thousand dollars, and any personal estate to the value of five thousand dollars ; and to give, grant, bargain or sell the same ; and with all other powers and privileges usually granted to other societies instituted for purposes of charity and beneficence.

SECT. 2. *Be it further enacted,* That the first meeting of said corporation shall be held at such time and place, and be notified in such manner, as a majority of the persons named in this Act shall direct. ^{First meeting.}

SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature. ^{Powers restricted.}

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXIX.

AN ACT to incorporate the Portland Charitable Cordwainer's Society.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Nathaniel Lefavor, Stephen O. Danielson and Samuel Hillman, their associates and successors, be, and they hereby are constituted a ^{Persons incorporated.}

Powers, &c.

May hold estate,
&c.

First meeting.

Powers restricted

body politic, by the name of the Portland Charitable Cordwainer's Society; and by that name may prosecute and defend suits at law; with power to have and use a common seal; to make any by-laws, for the management of their affairs, not repugnant to the laws of the State; to take and hold, for charitable and benevolent uses, any estate, real or personal, to the value of five thousand dollars; and to give and grant, bargain, sell or lease the same; and generally to have and enjoy all the powers and privileges usually granted to other corporations, instituted for purposes of charity and beneficence.

SECT. 2. *Be it further enacted,* That the first meeting of said corporation shall be held at such time and place, and be notified in such a manner, as a majority of the persons herein named may direct.

SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXX.

AN ACT additional to an Act to incorporate the Cumberland Insurance Company.

Further time al-
lowed for paying
in Capital.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That a further time of five years, from the passing of this Act, is hereby granted to the Cumberland Insurance Company, to pay in and complete their capital stock, at such times, and in such instalments, and under such penalties, as the Directors, for the time being, shall direct; any thing contained in the Act, to which this Act is additional, to the contrary notwithstanding.

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXXI.

AN ACT to establish the divisional line between the towns of Lisbon, Lewiston and Green.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That a line lately surveyed by Joseph Norris, Esquire, as the divisional line between the Plymouth Company and the Pejepscot Proprietors, and a line ^{Line established.} commencing at the southwest termination thereof, and running southwest to Androscoggin river, be, and the same hereby is established, as the true line, dividing the towns of Lisbon and Lewiston, in the County of Lincoln; and that the line as surveyed by the said Norris, shall also be the dividing line, between the towns of Lisbon, in the County of Lincoln, and Green, in the County of Kennebec: *Provided however,* That all taxes now assessed on polls and estates, in the ^{Proviso.} several towns above mentioned, shall be levied and collected in the same manner and form, as if this Act had never been passed.

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXXII.

AN ACT in addition to "An Act to incorporate the Canal Bank."

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the corporation created by the Act, ^{Name of Corporation altered.} to which this is additional, shall, hereafter, be known and called by the name of "The President, Directors and Company of the Canal Bank."

SECT. 2. *Be it further enacted,* That after the first instalment of the capital stock of said Bank shall have been paid in, as provided by the second section of the Act to which this is in addition, the other three instalments shall be paid in, successively, within six months from each other, the second to be paid within six months from the first.

^{Instalments when to be paid in.}

SECT. 3. *Be it further enacted,* That the Directors of said Bank, or any of them, shall not at any one time, while Directors or Director thereof, borrow of said Bank, for his or their own use, an amount exceeding thirty per centum of the capital stock of said Bank, actually paid in; and that the aggregate of all debts due to said Bank, jointly or severally, by said Directors, or any of them, as principals, indorsers, or sureties, shall not at any one time exceed in amount, thirty per cent. of the capital stock of said Bank, actually paid in.

SECT. 4. *Be it further enacted,* That such parts of former parts of the Act to which this is additional, as are inconsistent with the provisions of this Act, be, and the same are hereby repealed.

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXXIII.

AN ACT to incorporate the Dennysville Tide Mill Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Ebenezer C. Wilder, Daniel Kilby, William Kilby, Jr. John Kilby, Bela R. Reynolds, William Mayhew, Jr. and Ebenezer C. Wilder, Jr. with their associates and successors, be constituted a body politic and corporate, by the name of the Dennysville Tide Mill Company; and by that name may prosecute and defend suits at law; with power to have and use a common seal; to make any by-laws for the management of their concerns, for the purposes herein-after expressed, not repugnant to the laws of this State; and to take and hold, real estate to the value of fifteen thousand dollars, and personal estate not exceeding twenty thousand dollars, which property the said corporation may give, grant, sell or convey at their pleasure; and said corporation may elect any officers they may deem

Persons incorporated.

Powers.

May hold estate.

elect officers.

necessary for the attainment of the objects of their association.

SECT. 2. *Be it further enacted*, That the corporation hereby established, be authorized and empowered to make and maintain a mill dam May erect a Mill dam subject to certain restrictions. at a place on Wilson's stream in the town of Dennysville, called the old mill site, subject to the provisions of an Act for the support and regulation of mills, passed February eighth, eighteen hundred and twenty-one, and of the additional Act on the same subject, passed February fourteenth, eighteen hundred and twenty-four: *Provided*, That a flood gate or passage way shall be constructed and continued in said dam, for the passage of lighters, boats and gondolas, of a breadth of not less than eighteen feet, and of such a depth that the water therein at common tides, shall be not less than seven feet deep.

SECT. 3. *Be it further enacted*, That the first meeting for the organizing of the corporation First meeting hereby authorized, may be called by Ebenezer C. Wilder, at such time and place as he may deem proper, giving reasonable notice to all persons interested of the time and place of such meeting.

SECT. 4. *Be it further enacted*, That the powers granted by this Act, may be enlarged, Powers restricted restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 6, 1826.]

CHAPTER CCCLXXXIV.

AN ACT for the relief of School Districts in Norridgewock and Mercer.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That the inhabitants of School District number twelve, in Norridgewock, and the inhabitants of School District number five, in Mercer, both in the County of Somerset, be, and they Certain Districts united.

hereby are authorized and empowered, for the more convenient support and management of their schools, to unite in the erection of a school house, at such place, in either of said Districts, as the inhabitants of both said Districts may agree upon. And said school house, so erected or occupied, may be used and maintained in common, by the inhabitants of said Districts, for their common benefit, so long as they shall agree thereto; and the inhabitants aforesaid, shall have all the powers and privileges, incident by law to School Districts.

School house to be used in common.

Powers, &c.

Monies how applied.

SECT. 2. Be it further enacted, That the monies raised, assessed and collected in each of said Districts, shall be applied to the support of a school in one place, for the common use and benefit of the inhabitants of both said Districts, so long as they shall agree thereto.

[Approved by the Governor, Feb. 7, 1826.]

CHAPTER CCCLXXXV.

AN ACT in addition to "An Act to establish the Cony Female Academy."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Legislature of this State shall have the right to grant any further powers, to alter, limit or restrain any of the powers vested in the Trustees of the Cony Female Academy, by the Act to which this is in addition, as shall be judged necessary to promote the best interests of said institution, the said Trustees having assented thereto.

Powers, &c.
granted by former
act may be
altered, &c.

[Approved by the Governor, Feb. 8, 1826.]

CHAPTER CCCLXXXVI.

AN ACT to set off Washington Remick from Kittery to Elliot.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Washington Remick, with his polls, and the estate which he owns or occupies, in the town of Estate set off; *Kittery, in the County of York, be, and hereby is, set off from said town of Kittery, and annexed to the town of Elliot, in the same County: Provided however, That said Remick shall be* Proviso. *held to pay all taxes assessed upon him in said town of Kittery, previous to the passing of this Act.*

[Approved by the Governor, Feb. 8, 1826.]

CHAPTER CCCLXXXVII.

AN ACT dividing the town of Baldwin, and incorporating the town of Sebago.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the town of Baldwin, in the County of Cumberland, be divided, and that all that part of said town lying northwardly and eastwardly of the following described line, viz.: beginning at the mouth of Northwest river; thence up said river one hundred and sixty rods, to the northeast corner of lot number twenty-one, in the first eastern range; thence south sixty-five degrees west, to the northwest corner of said lot; thence north twenty-five degrees west, three hundred rods, to the northeast corner of lot number eighteen, in the second range; thence south, sixty-five degrees west, one hundred and sixty rods, to the northwest corner of said lot; thence north twenty-five degrees west, two hundred rods, to the northeast corner of lot numbered sixteen, in the third range; thence south sixty-five degrees west, one hundred and sixty rods, to the northwest corner of said lot; thence north twenty-five de-*

Town of Baldwin divided; and Sebago incorporated.

Boundaries.

grees west, one hundred rods, to the northeast corner of lot number fifteen, in the fourth range; thence south sixty-five degrees west, one mile and a half, to the northeast corner of lot number fifteen, in the seventh range; thence north twenty-five degrees west, one hundred rods, to the northeast corner of lot number fourteen in said seventh range; thence south sixty-five degrees west, one hundred and sixty rods, to the line between the seventh and eighth ranges of lots; thence northwardly on that range line to the southeast Hancock pond; thence by the shore of said pond, the stream connecting said pond with Hancock pond, and by Hancock pond, to the line of the town of Hiram, with the inhabitants thereon, be incorporated into a town by the name of Sebago; and vested with all the powers and privileges, and subject to the duties of other towns.

Powers.

Provision respecting taxes, &c.

Taxes how apportioned, &c.

Provision for the choice of representative, &c.

SECT. 2. *Be it further enacted*, That said town of Baldwin, shall retain all the corporate property, and pay all the corporate debts of the present town of Baldwin, and be authorized to complete the collection of all taxes now assessed to their use, for the purposes aforesaid, as fully and effectually, as if this Act had not passed; and if such taxes, so collected, shall be insufficient for that purpose, the said town of Sebago shall be held to pay one half of such deficiency.

SECT. 3. *Be it further enacted*, That until a new general valuation be taken, the State and County taxes, which may be required of the town of Baldwin, shall be apportioned upon said towns of Baldwin and Sebago, as follows: three fifths upon Baldwin, and two fifths upon Sebago.

SECT. 4. *Be it further enacted*, That for the purpose of choosing a member of the House of Representatives, in the Legislature of this State, the said town of Sebago shall be classed with said town of Baldwin, until a new classification shall be made by the Legislature.

SECT. 5. *Be it further enacted*, That any Justice of the Peace, for the County of Cumber-

land, may issue his warrant to any freeholder, in said town of Sebago, requiring him to notify and warn the inhabitants of said town, qualified to vote in town affairs, to meet at such time and place, within said town, as he may appoint, for the choice of all such officers, as towns are by law authorized to choose at their annual meetings.

SECT. 6. *Be it further enacted*, That this Act shall not be construed to effect [affect] a division of the congregational parish in Baldwin, or the ministerial fund of said parish, but the same shall be, and remain, as if this Act had not passed.

[Approved by the Governor, Feb. 10, 1826.]

CHAPTER CCCLXXXVIII.

AN ACT to incorporate the town of Howland.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Plantation number one, in the seventh range, north of the Waldo Patent, on the west side of Penobscot river, in the County of Penobscot, bounded thus: beginning at a birch tree marked, in the north line of the old Indian purchase, and running northeasterly by said river to the south line of township numbered one, in the eighth range; thence west, by said township numbered one, township numbered two, and part of township numbered three, in the eighth range, to the northeast corner of Maxfield; thence southerly, on the line of Maxfield, to the southeast corner thereof; thence west one mile, on the south line of Maxfield; thence south, to the north line of the old Indian purchase; and thence east, on that line, to the bound first mentioned, with the inhabitants thereon, be incorporated into a town by the name of Howland: And the inhabitants of said town are hereby vested with all the powers, privileges and immunities, which the inhabi-

First meeting,
how called, &c.

Provision respect-
ing the Parish.

Boundaries.

tants of other towns within this State, do, or may by law enjoy.

*First meeting,
how called, &c.*

SECT. 2. *Be it further enacted*, That any Justice of the Peace, within said County, is hereby empowered to issue his warrant to some inhabitant of said town, directing him to notify the inhabitants thereof, to meet at such time and place, as he shall appoint, to choose such officers as other towns are empowered to choose at their annual town meetings.

*Provision for the
choice of repre-
sentative.*

SECT. 3. *Be it further enacted*, That the said town of Howland shall be entitled to vote in the choice of a Representative to the Legislature of this State, in the same class as said plantation was allowed and authorized to do, previous to the passing of this Act.

[Approved by the Governor, Feb. 10, 1826.]

CHAPTER CCCLXXXIX.

AN ACT additional to An Act to regulate the taking of Salmon, Shad and Alewives, in the town of Machias, passed February twenty-seventh, one thousand eight hundred and ten.

*Penalty for tak-
ing Salmon, in
certain places;*

how recovered.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature as- sembled*, That, from and after the passing of this Act, if any person or persons, shall, in any way or manner, take any Salmon at the Falls on the West river of Machias, in the town of West Machias, within four rods of the rock usually called the Oven, or at any place in said Falls, between said rock and the Rolling Dam, so called, or if any person or persons, shall be directly or indirectly concerned in taking Salmon as aforesaid, or shall knowingly accept of, receive or purchase any Salmon, so taken, he or they, upon conviction thereof, shall severally forfeit and pay a fine of not less than one dollar for each and every Salmon so taken, received or purchased, for the use of the town, to be recovered on com-

plaint before any Justice of the Peace in said town, (or in any town adjoining,) made by any one of the fish committee of said town of West Machias.

SECT. 2. *Be it further enacted,* That if, upon trial of any such complaint, it shall be found that the defendant is not guilty, judgment shall be rendered for the defendant, for his cost: And if the Justice, who may try the same, shall certify that the complainant had probable cause for believing that the defendant was guilty thereof, the said defendant's cost, and all other cost arising on said complaint, (except the complainant's fees as a witness) shall be refunded to the complainant by the town.

SECT. 3. *Be it further enacted,* That any of the penalties, not over twenty dollars, mentioned in the Act to which this is additional, may be recovered in an action of debt, before any Justice of the Peace, in the County of Washington, whether the said Justice may reside in West Machias or not.

SECT. 4. *Be it further enacted,* That at the annual meeting of the inhabitants of the town of West Machias, for the choice of town officers, there shall be chosen a committee of three or more persons, who shall have the same powers, within the said town, which the fish committee of Machias had, by virtue of the Act to which this is additional.

[Approved by the Governor, Feb. 10, 1826.]

CHAPTER CCCXC.

AN ACT to incorporate the Proprietors of the Stillwater Bridge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That John Bennock, Thomas A. Hill, and Mark Trafton, with their associates and successors, are constituted a body politic, by the

Proceedings upon complaint.

Penalties in former act, how recovered.

Committee to be chosen; and

their powers.

Persons incorporated.

Powers, &c.

name of "The Proprietors of the Stillwater Bridge;" with power to erect a Bridge over the Stillwater river, in the town of Orono, near the ferry and islands at the mouth of said river. And said corporation shall have power to take and hold such personal and real estate, as may be necessary to carry said object into effect; to prosecute and defend suits at law; to make by-laws for the management of their concerns, not repugnant to the laws of this State; to have a common seal; and shall also have all other powers usually granted or incident to similar corporations.

Dimensions and construction of the Bridge.

SECT. 2. *Be it further enacted*, That said Bridge shall be built of suitable materials, and kept in good repair, and shall be at least twenty-five feet wide, with suitable railings on each side for the safety of passengers, and a suitable side walk, on one side, for the accommodation of foot passengers; and said Bridge shall be made of a sufficient height, and with sufficient spaces between the piers or posts, to admit the convenient passage of boats and rafts under and through the same. And if said corporation shall not build said Bridge within three years, next coming, this Act shall be void.

Toll established.

SECT. 3. *Be it further enacted*, That a toll be, and hereby is granted, for the sole benefit of said corporation, according to the rates following, viz.: for each foot passenger, one cent; for each horse and rider, three cents; for each sleigh, sled, cart or waggon, drawn by one beast, six cents; for each chaise, chair or sulkey, drawn by one horse, eight cents; for each sleigh, sled, cart or waggon, constructed for the conveyance of merchandize, or other heavy articles, drawn by two beasts, eight cents; for each coach, phaeton or curriicle, drawn by two beasts, twelve cents; for each coach, or other vehicle, drawn by four horses, fourteen cents; and for additional horses or oxen beyond two, on sleds, sleighs, carts or waggons, one cent each; for droves of neat cattle

or horses, one cent a head; for sheep, goats or swine, four cents a dozen; and for each ox-team, one person may pass, free of toll, as driver; and no additional toll shall be charged for persons actually travelling in any of the vehicles aforesaid, but this exemption shall not extend to persons taken in for the purpose of evading toll. And said tolls may be commuted by this corporation, with any person, town, or other corporation, by taking of him or them, a sum certain for any specified time, instead thereof. And the said tolls shall commence on the day when said When to commence. Bridge is first opened for passengers, and continue for and during the term of thirty years, next ensuing, reserving to the Legislature the right, at any time after ten years, to revise and change the May be altered rates of toll, as to them shall appear reasonable: Provided. That all persons passing said Bridge Provided. on military duty, or actually going to, or returning from the same; and also all persons residing in said town of Orono, when passing said Bridge, on the Sabbath, on their way to, or from public worship, or in funeral processions, on that or any other day, shall be exempt from toll.

SECT. 4. *Be it further enacted*, That at the place where the toll shall be collected, there shall be erected by said corporation, and constantly exposed to view, a board or sign, upon which shall be legibly printed, the rates of toll aforesaid. And when the toll gatherer shall not be at the toll house of said Bridge, the gate shall be Rates of toll to be exposed to view. Gate to be left open when the gatherer shall not be at the toll house.

SECT. 5. *Be it further enacted*, That any one of the persons before named, may call the first meeting of said proprietors, by publishing a notification thereof in the Penobscot Gazette, or posting the same at two public places in each of the towns of Bangor and Orono, ten days prior thereto; which meeting shall be holden at such convenient place, as shall be expressed in said notification. And at the first, or any future Officers to be elected. meeting, said proprietors may elect a Clerk, and

such other officers, as may be deemed necessary ; who shall hold their offices subject to the provisions of the by-laws : And at all meetings of the proprietors, each share in said corporation, shall be entitled to one vote, and absent members may vote by proxy : *Provided however,* That no member shall, in his own right, be entitled to more than thirty votes.

Proviso.

[Approved by the Governor, Feb. 13, 1826.]

CHAPTER CCCXCI.

AN ACT to incorporate the Proprietors of Ferry-Point Bridge.

Persons incorporated.

Powers, &c.

Officers.

Bridge where to be located;

dimensions and construction.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Joseph Whitney, Neal D. Shaw and Jacob Lord, their associates and successors, be, and they hereby are made a corporation, by the name of the Proprietors of Ferry-Point Bridge ; and by that name may prosecute and defend suits at law ; may have and use a common seal ; may make any by-laws, for the management of their concerns, not repugnant to the laws of the State, and may choose a Clerk, Treasurer and any other officers, proper for the management of their corporate business, by a majority of voters present, allowing one vote to each share, provided, that no individual shall be entitled to more than ten votes on his shares.

SECT. 2. *Be it further enacted,* That said Bridge shall be built across the river St. Croix, at Calais, from Ferry-point, so called, over the salt water falls, above the mills, to the centre of said river ; and said Bridge shall be made of good materials, and of suitable height from the water, of the width of twenty-four feet, well covered with plank or timber, and with sufficient rails on each side, for the safety of passengers. And said Bridge shall be so constructed as to leave passage-ways for timber and mill logs, and the passage of boats, at least thirty feet wide.

SECT. 3. *Be it further enacted,* That a toll Toll established. be, and hereby is, granted, for the benefit of said corporation, according to the following rates, to wit: for each foot passenger, one cent; one person and a horse, three cents; single horse and cart, horse and sleigh, horse and chaise, or waggon, or any such vehicle, with one horse, six cents; each team, including cart, waggon, sled or sleigh, drawn by two oxen, twelve and a half cents; and for every additional beast, one cent; four wheeled carriages, with two horses, seventeen cents; and for every additional horse, three cents; neat cattle, and beasts of burden, exclusive of those rode upon or in carriages, two cents each; and to each team, one person only, shall be allowed as driver to pass free of toll. And at all times when the toll gatherer shall not attend his duty at the said Bridge, the gate or gates shall be left open; and the toll shall commence on the day of the first opening of said Bridge for passengers, and may be collected in such manner, as may be prescribed by said corporation; and at the place where said tolls are collected, the rates of toll, and all others which may be hereafter granted, shall be fairly and legibly printed in large or capital letters, and kept constantly exposed to the view of passengers: *Provided however,* That after the term of Toll may be altered. twenty years from the commencement of taking such toll, the rate of toll shall be subject to the further regulation of the Legislature.

SECT. 4. *Be it further enacted,* That if the said corporation shall neglect or refuse, for the space of two years from the passing of this Act, to build or complete said Bridge, then this Act shall be void. Act to be void, unless the Bridge be built within a certain time.

SECT. 5. *Be it further enacted,* That either of the persons named in this Act may call the first meeting of said corporation, to be held at Calais aforesaid, by posting notifications thereof, in two or more public places in said town, seven days at least, before the time of said meeting.

[*Approved by the Governor, Feb. 13, 1826.*]

CHAPTER CCCXCII.

AN ACT for the relief of School Districts in Bucksport and Orland.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That all that part of the eighth school district, in Bucksport, in the County of Hancock, which lies in the seventh range of lots in said town, and the second school district in Orland, in the same County, be, and they hereby are, authorized and empowered, for the more convenient support of schools, to unite in the erection of a school house, or in the support and maintenance of any one now erected, at such place in either of said districts, as the inhabitants of both said districts may agree upon: And said school house, so erected or adopted, may be maintained, used and occupied, in common by the inhabitants of the several parts or districts hereby united, for their common benefit, for the term of fifteen years; and the inhabitants aforesaid, shall have all the powers and privileges incident by law to school districts.

Districts united for certain purposes;

School house to be used common.

Powers, &c.

Monies raised, how applied.

Certain rights retained by the towns.

SECT. 2. *Be it further enacted,* That the monies raised by, and assessed and apportioned for, the use of the territory before mentioned, in Bucksport, and the second school district in Orland, hereby united as aforesaid, shall be applied to the support of a school, in one place, for the common use and benefit of both of said districts, so long as they both agree thereto, not exceeding the term of fifteen years.

SECT. 3. *Be it further enacted,* That the inhabitants of Bucksport, shall have and retain the right of annexing to any new school districts hereafter formed in said town, any settlers who may locate themselves on the westerly end of any lot or lots in said seventh range; and the town of Orland shall have the same rights and powers in regard to new settlers, on unoccupied lots in that town.

SECT. 4. *Be it further enacted,* That the town officers, in each of the towns of Bucksport and Orland, whenever requested by the proper officers of said united district, are hereby required to do and perform all the duties in relation thereto, which by law they are authorized and directed to do and perform, in respect to any other school districts, in their several towns: *Provided however,* That in all apportionments of money, regard shall be had to the number of scholars, residing in the respective towns.

Town officers
empowered.

Prov. &c.

SECT. 5. *Be it further enacted,* That all property owned by the united district aforesaid, at the expiration of said term of fifteen years, shall be sold at auction, and the whole proceeds of such sale, shall be fairly and equally distributed among all the inhabitants of said districts, according to what they shall have paid in the tax next preceding such sale.

Property, how to
be disposed of.

SECT. 6. *Be it further enacted,* That the first meeting of the legal voters in said united school district, shall, and may be called, by order of the Selectmen of either of the towns of Bucksport or Orland, on a written application therefor.

First meeting,
how called.

SECT. 7. *Be it further enacted,* That, for the purpose of assessing and apportioning taxes, to be collected in the said district, hereby formed, there shall be a board constituted by one of the assessors from each of said towns of Bucksport and Orland, (who shall be designated by a majority of the assessors in each of said towns,) and the Clerk of the united district hereby formed; and said board thus constituted, shall have Powers, &c. all the powers and duties incident to assessors of towns, in regard to school districts, within their respective limits; and their warrants under seal, and in legal form, directed to the constables or collectors of either of the towns aforesaid, shall be executed in the same manner, and under the same liabilities and penalties as if such warrants had been issued by the assessors of the town, to

Board of Assess-
ors formed.

which such constable or collector belongs; and the money, when collected, shall be paid over to the treasurer of either of said towns, and the expenses of assessment and collection, shall be paid equally by said towns of Bucksport and Orland.

[Approved by the Governor, Feb. 13, 1826.]

CHAPTER CCCXCIII.

AN ACT to incorporate the Kennebunk Manufacturing Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Jesse Varney, Horace Porter, ^{Persons incorporated.} Edward E. Bourne, Moses Varney, Isaiah Hacker, Jeremiah Brown, Asa Freeman, their associates and successors, be, and they hereby are, incorporated and made a body politic, by the name of the Kennebunk Manufacturing Company, for the purpose of carrying on the manufacture of cotton and woollen goods, silk, paper and iron, at Kennebunk; and, for this purpose, shall have all the powers and privileges, and be subject to all the duties and requirements, expressed in "An act defining the general powers and duties of Manufacturing Companies," passed the eighth day of March, in the year of our Lord, one thousand eight hundred and twenty-one, and in an act additional thereto, passed the fifth day of February, in the year of our Lord, one thousand eight hundred and twenty-three.

SECT. 2. *Be it further enacted,* That the said corporation, may hold and possess, such real and personal estate, not exceeding fifteen hundred thousand dollars, as may be necessary and useful, in carrying on the business of said corporation.

SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 14, 1826.]

^{May hold estate,}
&c.

^{Powers restricted}

CHAPTER CCCXCIV.

AN ACT to cede to the United States, the jurisdiction of a part of Stage Island and Mistake Island.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That there be, and hereby is, ceded to the United States of America, the jurisdiction of a certain tract of land, in Biddeford, in the county of York, being a part of Stage Island, and bounded as follows: beginning at the bank or high-water mark, on the southeasterly side of the Island, at a crevice in the rocks near the second nook or point, westerly from the easterly end of said Island; thence, running north-north-west, ninety feet; thence west-south-west, sixty feet; thence, south-south-east, ninety feet, to the shore; thence north easterly, to the bounds first mentioned; for the purpose of erecting a Monument and a dwelling house, and out houses thereon.

Tract, in Biddeford, ceded; part of Stage Island.

Boundaries.

SECT. 2. *Be it further enacted,* That there be, and hereby is, ceded to the United States of America, the jurisdiction of a certain tract of land, being part of Mistake Island, so called, one of the Moose Peak Islands, in the county of Washington, and thus bounded, to wit: beginning at the south easterly end or point of said Mistake Island, at high-water mark; thence running north westerly, by high-water mark, to a spruce tree standing forty-eight rods and twenty-three links, on a straight line from the first bounds; thence south, twenty-two degrees thirty minutes west, twenty-nine rods, across the Island, to high-water mark; thence easterly, by high-water mark, to the first bounds; for the purpose of erecting thereon a Light House, dwelling house and such other buildings, appurtenant, as may be necessary or convenient for said Light House.

Tract, part of Mistake Island ceded.

Boundaries.

SECT. 3. *Be it further enacted,* That this State shall have concurrent jurisdiction, with the United States, in and over, each of the aforesaid tracts, herein before granted, so far, as that all

Concurrent jurisdiction reserved.

civil and criminal processes, issued under the authority of this State, may be executed by any officer thereof, on each and any part of the tracts of land, and in any buildings, that may be erected on them, or either of them, in the same way and manner, as if the jurisdiction had not been ceded as aforesaid.

[Approved by the Governor, Feb. 14, 1826.]

CHAPTER CCCXCV.

AN ACT to incorporate the Proprietors of Eastern River lower Bridge.

SECT. 1. BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Convers Lilly, James H. Patterson and George Houdlette, their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name, of the "Proprietors of Eastern River lower Bridge," for the purpose of building a Bridge over Eastern river, at Clancy's ferry, so called, in Dresden, county of Lincoln; and with power, by their said corporate name, to prosecute and defend suits at law; to have and use a common seal; to make any by-laws, for the convenient management of their concerns, not repugnant to the laws of this State; and at any meeting, regularly notified and called, to choose a Clerk, Treasurer, and such other officers, as may be necessary for managing the business of said corporation, by a majority of votes of those present, allowing one vote to each share: *Provided however,* That no one individual of said corporation, shall be entitled to more than six votes; and that said corporation shall not annex any penalty to the breach of either of their by-laws, to an amount, beyond five dollars; and the first meeting of said corporation, may be called, at such time and place, as a majority of the persons herein named may direct.

Persons incorporated

for the purpose
of building a
Bridge over
Eastern River.

Powers, &c.

Officers to be
chosen.

Proviso.

SECT. 2. *Be it further enacted*, That the said proprietors, be, and they hereby are authorized and empowered, to erect and maintain a Bridge over Eastern river, at the place aforesaid, with a convenient draw, for the passage of vessels, at least twenty-eight feet wide, which draw shall be constructed with strong abutments, and on each side thereof, there shall be a pier, sufficient to secure all such vessels as may attempt to pass through said draw. And the said proprietors shall constantly, between sun-rising and sun-setting, keep some suitable person or persons, at the said Bridge, who shall raise the said draw, for any vessel that may be passing up or down the river aforesaid, without toll or expense; and in case any vessel shall be passing up or down the said river, in the night-time, it shall be the duty of the person or persons tending the said Bridge, upon request of the master or manager of said vessel, to raise the draw for the said vessel to pass through. And for the purpose of reimbursing the said proprietors, the money to be by them expended, in building and supporting the Bridge hereby authorized:—

SECT. 3. *Be it further enacted*, That a toll be, and hereby is granted and established, for the use of said corporation, according to the rates following, viz.: For each foot passenger, two cents; for each horse and rider, six cents; for each horse and chaise, chair or sulkey, twelve ^{Toll granted.} _{Rates.} and a half cents; for each coach, chariot, phaeton or other four wheeled carriage, for passengers, twenty-five cents; for each curriole, twenty cents; for each riding sleigh, drawn by one horse, ten cents; for such sleigh, drawn by two horses, seventeen cents; and for every additional horse, beyond two, three cents each; for each cart, sled, sleigh or other carriage of burden, drawn by one animal, ten cents; if drawn by two animals, seventeen cents; and if drawn by more than two animals, three cents for each one additional; for each horse without a rider, and for neat cattle,

Location and
construction of
the Bridge.

Draw to be raised
free of expense,
&c.

three cents each ; for sheep and swine, nine cents per dozen ; and one person only, shall be allowed to each team, as a driver, to pass free of toll ; but all persons, belonging to the Militia of said town, when going to, or returning from any military parade or duty, and all persons going to, or returning from funerals and public worship, in said town, shall pass free of toll. And at all times, when the toll-gatherer shall not attend his duty, the gate or gates shall be left open : and the toll shall commence on the day of the first opening of the said Bridge, for passengers, and shall continue for the term of seventy years, from said day ; and at the place where said toll shall be received, there shall be erected, and constantly exposed to view, a sign or board, with the rates of toll fairly and legibly written or painted thereon, in large and conspicuous letters.

Certain persons exempted.

Gates to be left open, when the gatherer shall not attend.

Commencement and continuance of the toll.

Sign to be exposed.

Materials of which the bridge shall be constructed, &c.

Property to revert to the State, in a certain time.

Act to be void, unless the Bridge be erected in a certain time.

Powers restricted.

SECT. 4. *Be it further enacted*, That the said Bridge shall be well built, with suitable materials, at least twenty-four feet wide, and well covered with planks or timber, with a sufficient railing on each side, and boarded up sixteen inches high, at least, from the flooring of said Bridge, for the safety of passengers travelling thereon ; and the same shall be kept in good, safe and passable repair, at all times ; and at the expiration of the term hereby granted to the proprietors of said Bridge, their property therein, shall be delivered up to the State.

SECT. 5. *Be it further enacted*, That if the said proprietors shall neglect for the space of three years, from the passing of this Act, to build and finish said Bridge, this Act shall be null and void.

SECT. 6. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 15, 1826.]

CHAPTER CCCXCVI.

AN ACT to incorporate the Portland Nautical Society.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Enoch Preble, William Woodbury, Lemuel Weeks, Richard Keating, Edward Kellerman, E. H. Eaton, their associates and successors, be, and they hereby are, constituted a body corporate, by the name of the Portland Nautical Society ; having for its object, the advancement of the commercial interests of the town of Portland, the promotion and increase of nautical science, the acquisition of natural history, and the extension of friendly aid to unfortunate shipmasters ; with power to prosecute and defend suits at law ; to have a common seal, and to alter the same ; to make and put in execution, such by-laws and regulations, as may be necessary, for the management of their affairs : *Provided*, The same be not repugnant to the laws of the State ; to receive, purchase, hold and enjoy, any personal and real estate ; provided the annual income of the same, shall not exceed the sum of five thousand dollars ; to sell, convey or lease the same ; and to have and enjoy all the privileges, immunities and powers, incident to corporations of a similar nature.

SECT. 2. *Be it further enacted*, That the first meeting of said corporation, shall be holden at such time and place, and be notified in such manner, as a majority of the persons herein named may direct.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 17, 1826.]

Persons incorporated.

Object of the society.

Powers, &c.

Proviso.

May hold estate, &c.

Further powers.

CHAPTER CCCXCVII.

AN ACT additional to "An Act to incorporate the Saco Iron Works Company."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That ^{Name changed.} *said corporation shall hereafter be called and known, by the name of the "Saco Manufacturing Company"; and be authorized to manufacture Wool; and shall be entitled to hold real and personal estate, to any amount not exceeding one million of dollars; any thing in the aforesaid Act to the contrary notwithstanding: Provided,* ^{Privileges granted by former act extended.} *The Legislature shall have the right to alter, limit or restrain any of the powers granted to said corporation.*

Proviso.

[Approved by the Governor, Feb. 17, 1826.]

CHAPTER CCCXCVIII.

AN ACT additional to "An Act authorizing the town of Bangor to purchase the Bridge over the Kenduskeag river, in said town."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That ^{Further powers granted in relation to raising money, &c.} *any sum or sums of money, which may be voted to be raised at any legal meeting of the town of Bangor, for the purpose of purchasing, repairing or rebuilding the Bridge, mentioned in the Act to which this is additional, shall be assessed and collected in the same manner as other monies raised by said town, for town charges, are assessed and collected, as well upon the estates of non-residents, as upon the polls and estates of inhabitants thereof; any thing inconsistent herewith in the Act to which this is additional, notwithstanding. And the said town of Bangor, is hereby authorized to support and maintain said Bridge over said stream where it now is, forever, in the same manner as other Bridges, on town or county roads are, or may be supported and maintained by said town.*

Provision for supporting said bridge.

[Approved by the Governor, Feb. 17, 1826.]

CHAPTER CCCXCIX.

AN ACT to incorporate the Medical School Hospital.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That William Allen, Ariel Mann, Benjamin Orr, Issachar Snell, Samuel Emerson, Persons incorporated. Enoch S. Tappan, Timothy Little, Parker Cleaveland, Isaac Lincoln, John D. Wells, Benjamin D. Bartlett, Caleb Emery and James McKeen, together with their associates and successors, as members of the Faculty of Medicine, of the Medical School of Maine, or as President and Censors of the Medical Society of Maine, be, and they hereby are, made a body corporate and politic, by the name of the Medical School Hospital; and by that name, may sue and be sued; and shall have and use a common seal, to be by them devised, altered and renewed at pleasure. Powers, &c.

SECT. 2. *Be it further enacted,* That the said corporation may take and receive, hold, purchase and possess, of and from, all persons, disposed to aid the benevolent purposes of this institution, any grants and devises of lands and tenements, in fee simple or otherwise, and any donations and bequests, and subscriptions of money or other property, to be used and improved for the erection, support and maintenance of said Hospital, for sick and insane persons: *Provided,* That the annual income of said corporation, from its real and personal estate together, do at no time, exceed the sum of six thousand dollars. May hold estate for certain purposes, &c. Proviso.

SECT. 3. *Be it further enacted,* That the said Hospital shall be under the direction and management of six trustees, who shall be chosen annually, and remain in office until others are chosen in their stead. Trustees to be chosen.

SECT. 4. *Be it further enacted,* That the said corporation may choose all necessary and convenient officers, who shall have such powers Other officers and their powers. as the said corporation may think proper to grant

By laws may be established.

Hospital to be erected in the town of Brunswick.

First meeting, how called.

Powers restricted

Persons incorporated.

Powers, &c.

to them; and the said corporation may make and establish such by-laws and regulations for their proceedings, and for the internal government and economy of the Hospital, as they may think proper, not repugnant to the constitution and laws of this State.

SECT. 5. *Be it further enacted*, That the said Hospital may be erected, at any place within in the limits of the town of Brunswick, as may by the corporation, be deemed convenient, for the attendance of the Professors and Pupils of the Medical School of Maine.

SECT. 6. *Be it further enacted*, That William Allen, or Ariel Mann, be, and they hereby are authorized, to call the first meeting of said corporation, by notification, appointing the time and place of said meeting; the said notification to be published, for six weeks in succession, in all the newspapers printed in Portland and Hallowell.

SECT. 7. *Be it further enacted*, That the Legislature of this State, shall have the right to grant any further powers, and to alter, limit or restrain, any of the powers vested in said corporation, as shall be judged necessary to promote the best interests thereof.

[Approved by the Governor, Feb. 17, 1826.]

CHAPTER CCCC.

AN ACT to incorporate the Quamphegan Manufacturing Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Benjamin Nason, Thomas Leigh, William A. Hayes, Timothy Furguson, their associates and successors, be, and hereby are made a corporation, by the name of the Quamphegan Manufacturing Company; and are empowered to carry on the manufacture of woollen and cotton goods, at Quamphegan Falls, in

South Berwick ; and, for this purpose, shall have all the powers and privileges, and be subject to all duties and requirements, contained in an Act passed the eighth day of March, in the year of our Lord, one thousand eight hundred and twenty-one, defining the general powers and duties of Manufacturing corporations, and in an additional Act, passed the fifth day of February, one thousand eight hundred and twenty-three.

SECT. 2. *Be it further enacted*, That said corporation may purchase and hold, real and personal estate, to an amount not exceeding, at any one time, four hundred thousand dollars ; and may erect on the real estate, so to be purchased and held, such dams, mills, works, machines and buildings, as may be necessary or useful, in carrying on the business of said corporation.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 17, 1826.]

CHAPTER CCCC.

AN ACT to incorporate the Kennebec Manufacturing Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Samuel Wood, Richard Belcher, Sylvanus Thomas and Isaac Moore, Jun. their associates and successors, be, and they hereby are constituted and made a body politic and corporate, by the name of the Kennebec Manufacturing Company ; and are hereby empowered to carry on the manufacture of woollen and cotton goods in the towns of Winthrop and Readfield, in the county of Kennebec ; and for this purpose shall have all the powers and privileges, and be subject to all the duties and requisitions, con-

May hold estate,
&c.

Powers restricted

Persons incorpo-
rated.

Powers, &c.

tained in an Act, passed on the eighth day of March, in the year of our Lord, one thousand eight hundred and twenty-one, defining the general powers and duties of manufacturing corporations, and in an Act additional thereto, passed the fifth day of February, one thousand eight hundred and twenty-three.

May hold estate,
&c.

Capital not to ex-
ceed a certain a-
mount, to be divi-
ded into shares.

SECT. 2. *Be it further enacted*, That said corporation may purchase and hold, real estate to an amount not exceeding, at any one time, seventy-five thousand dollars; and may erect on the real estate, so to be purchased and held, such dams, mills, works, machines and buildings, as shall be useful, in carrying on the business of said corporation. And the capital stock of said corporation, shall not exceed three hundred thousand dollars, to be divided into shares of one hundred dollars each.

Powers restricted.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, Feb. 18, 1826.]

CHAPTER CCCCII.

AN ACT in addition to "An Act to incorporate the North Yarmouth Academy."

Legislature may
alter the powers,
&c. granted by
former act.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Legislature of this State, shall have the right to grant any further powers to, alter, limit or restrain any of the powers vested in, the Trustees of North Yarmouth Academy, by the Act to which this is in addition, as shall be judged necessary to promote the best interests of said institution; the Trustees of said Academy having assented hereto.

[Approved by the Governor, Feb. 20, 1826.]

CHAPTER CCCCIII.

AN ACT to incorporate the town of Carthage.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the Plantation called and known by the name of Number Four, in the county of Oxford, bounded south by Dixfield, easterly by Temple and Wilton, and north by Weld, with Boundaries the inhabitants thereof, be, and they hereby are incorporated into a town by the name of Carthage.

SECT. 2. *Be it further enacted,* That any Justice of the Peace, within said county, is hereby empowered to issue his warrant, to some inhabitant of said town, hereby incorporated, directing him to notify the inhabitants thereof, to meet at such time and place, as he shall appoint, to choose such officers, as towns are empowered to choose, at their annual town meetings. First meeting, how called, &c.

SECT. 3. *Be it further enacted,* That until a new apportionment of Representatives, said town of Carthage shall, for the purpose of choosing a Representative in the Legislature, be classed with the towns of Mexico, Dixfield, Weld and Peru. Provision for the choice of representative.

[Approved by the Governor, Feb. 20, 1826.]

CHAPTER CCCCIV.

AN ACT relating to Fish in East Machias waters.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That from and after the passing of this Act, no person shall be allowed to take any Salmon, Shad or Alewives, in the waters of Machias East river, with any large net or seine, excepting between sunrise on Tuesday and sunrise on Friday, of each week, nor with spears or scoop nets, or in wears, except between sunrise on Tuesday and sunrise on Friday, of each week, under the penalty of twenty dollars, for Penalty. Fish not to be taken, except on certain days.

each barrel or less quantity of Salmon, and fifteen dollars for every barrel or less quantity of Shad, and five dollars for every barrel or less quantity of Alewives, so taken against the foregoing provisions.

SECT. 2. *Be it further enacted,* That all wears, or other machines, placed in said waters, for the purpose of taking said fish, shall be kept open from sunrise on Friday of each week, until sunrise on Tuesday of each succeeding week, under a penalty of fifty dollars for each offence, to be recovered of the owner thereof: And every net or seine that shall be set or placed in said waters contrary to the provisions of this Act, shall be forfeited to the use of any person who may seize the same.

Wears to be kept open, &c.

Forfeiture.

SECT. 3. *Be it further enacted,* That no box or trap wear, shall be built or placed in said river, nor shall any wear of any kind, be built in said river, higher than a half tide wear, under the penalty of one hundred dollars.

Penalty for erecting wears, &c. over a certain height.

Committee to be chosen.

Penalty.

Fish way to be made and kept open.

SECT. 4. *Be it further enacted,* That it shall be the duty of each town and plantation of this State, through which said river passes, at their annual meeting for the choice of town or plantation officers, to choose three suitable persons for a fish committee, who shall be duly sworn, faithfully and impartially to discharge the duties required of them by this Act: And if any town or plantation shall neglect to choose said committee, such town or plantation shall forfeit a sum not less than twenty dollars, nor more than one hundred dollars.

SECT. 5. *Be it further enacted,* That there shall be a good and sufficient fish way, made and kept open, round, through, or over every dam in and across said river, and any of its branches, where said fish were ever known to pass, by the owners or occupants of any such dam; which fish way, shall be four feet wide, and twelve inches deep, and be kept open at all times, between the fifteenth day of May, and the first day of July,

in each year, and also at any other season of the year, when the fish committee think proper, a sufficient length of time to let the young fish go down said river; and if any owner or occupant of such dam as aforesaid, shall neglect or refuse to make and keep open such fish way as herein directed, he shall forfeit two hundred dollars for each neglect or refusal.

SECT. 6. *Be it further enacted*, That hereafter no eel wear shall be erected in any part of said river or its branches, or in the lakes from, or through, which said river or any stream emptying into said river, may flow, so as to stop or impede the passage of the young fish in returning down said river. And if the fish committee shall neglect their duty, in causing the provisions of this Act, to be carried into effect, they shall forfeit and pay a sum not less than five, nor more than twenty dollars.

Eel wears not to be erected so as to impede the passage of young fish.

SECT. 7. *Be it further enacted*, That the penalties, imposed by this Act, may be sued for and recovered, by action of debt, in any Court proper to try the same, by any one of the fish committee aforesaid, or any other person; and the amount so recovered, shall be appropriated, one half to the prosecutor, and the other half to the poor of the town or plantation where the offence may be committed.

Penalties how recovered and appropriated.

SECT. 8. *Be it further enacted*, That all nets, craft, boats, barrels and salt, used in taking and securing fish in violation of this Act, and also all fish, so taken, shall be forfeited; and may be seized, while so used, by said committee or any one of them, and shall be proceeded against as directed in the Act prescribing the mode of recovering forfeitures of personal property liable thereto by law.

Nets, &c. liable to forfeiture, how proceeded against

SECT. 9. *Be it further enacted*, That it shall not be lawful for any person to take fish of either kind described in this Act, within four rods of any dam, or within three rods of the mouth of any fish way: And all persons, guilty

Fish not to be taken within certain distance of any dam, &c.

of so doing, shall pay a fine, not less than two, nor more than twenty dollars, for each barrel of fish so taken.

Penalty for resisting the Fish Committee.

SECT. 10. *Be it further enacted, That if any person shall resist the fish committee, or either of them, in execution of the provisions of this Act, such person shall forfeit a sum, not less than ten, nor more than fifty dollars, to be recovered by complaint in any Court of competent jurisdiction.*

Towns and plantations may prohibit persons not inhabitants, from taking fish.

Penalty.

SECT. 11. *Be it further enacted, That the inhabitants of any town or plantation, through which said river passes, are hereby authorized and empowered, at any legal meeting of such town or plantation, by their vote, to prohibit all persons, other than inhabitants and residents of the same, from taking any of the aforesaid fish, within the limits of such town or plantation; and any person who shall take any of said fish, contrary to the vote of such town or plantation, shall forfeit and pay a sum, not less than two, nor more than ten dollars for each barrel or less quantity of fish, he shall so take; to be recovered as provided in the preceding section.*

[Approved by the Governor, Feb. 21, 1826.]

CHAPTER CCCCV.

AN ACT to incorporate the town of Plymouth.

Boundaries.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That all that part of the town of Etna, in the county of Penobscot, and of Plantation number five, in the second range, north of the Waldo Patent, in the county of Somerset, included within the following bounds, to wit: beginning at the northwest corner of lot number nineteen, in the third range, in the east half of the plantation above mentioned; thence running east, on the north line of the plantation, three*

miles, to the northwest corner of Etna; thence east, on the line dividing Newport from Etna, about two miles, to a line running north, from the northeast corner of lot number two hundred seventy-two, in said town of Etna; thence south, on the lot lines, about four miles, till it strikes the northwest corner of lot number one hundred and five; thence east, on the line of lots, about one half mile, until it strikes the northwest corner of lot number one hundred and eight; thence south, about one mile, till it strikes Dixmont line; thence west, on the line dividing Dixmont from Etna, about two and a half miles, to the southwest corner of Etna; thence west, on the line dividing Montgomery from plantation number five, three miles, to the southwest corner of lot number one, in the third range, in the east half of said plantation; thence north, about six miles, till it strikes the first mentioned bounds, on the north side of said plantation, with the inhabitants thereon, be, and the same hereby is, incorporated into a town, by the name of Plymouth, and annexed to, and made a part of the county of Penobscot.

Annexed to Co.
of Penobscot.

SECT. 2. *Be it further enacted,* That one third in value of all the public lands, located within the town of Etna, for the support of the ministry and of schools, and for other public purposes, shall be set off and assigned to said town of Plymouth, to be used and appropriated according to the objects of the original grants or donations; said setting off or assignment to be made in such manner, according to quantity and quality, as said towns of Etna and Plymouth, may mutually agree upon; and if they fail to agree, further provision may be made by the Legislature.

Public lands in
Etna assigned to
Plymouth.

SECT. 3. *Be it further enacted,* That for the purpose of choosing Representatives, to the Legislature of this State, said town of Plymouth shall be, and constitute, a part of the class with said Etna.

Provision for the
choice of Rep-
resentative.

*Inhabitants hold-
en to pay taxes,
&c.*

SECT. 4. *Be it further enacted, That the inhabitants hereby incorporated, shall be holden to pay all taxes, which have been assessed upon them, as inhabitants, either of Etna or of plantation number five, previous to the passing of this Act: And the collectors of taxes, in the said town of Etna, and plantation number five, shall have the same power to enforce the collection of such taxes, as if this Act had not passed.*

[Approved by the Governor, Feb. 21, 1826.]

CHAPTER CCCCVI.

AN ACT to change the names of certain Banks.

Names changed.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the several Banks herein named, incorporated by the Legislature of this State, shall hereafter be allowed to take the names following, that is to say, the Casco Bank, the name of the President, Directors and Company of the Casco Bank; the Union Bank, the name af the President, Directors and Company of the Union Bank; the Merchants Bank, the name of the President, Directors and Company of the Merchants Bank; the Manufacturers Bank, the name of the President, Directors and Company of the Manufacturers Bank; and the Vassalborough Bank, the name of the President, Directors and Company of the Vassalborough Bank; any thing in their several Acts of incorporation, to the contrary notwithstanding.

[Approved by the Governor, Feb. 22, 1826.]

CHAPTER CCCCVII.

AN ACT to incorporate the Proprietors of Ten Mile Brook Canal,

*Persons incorpo-
rated.*

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Simeon Pease, Theophilus Smith and*

John Pike, 2d, their associates and successors, be, and they hereby are, incorporated, as a body politic, by the name of the Proprietors of Ten Mile Brook Canal ; with power to prosecute and defend suits at law ; to have a common seal, and to change the same ; to make any by-laws, for the management of their affairs, not repugnant to the laws of the State : And said proprietors are hereby empowered to make, on the stream called Ten Mile Brook, in Brownfield, in the county of Oxford, such dams and slips, as shall be sufficient for the conveyance of logs and timber through said stream, to Saco river, and in such manner, as shall be safe and convenient for that purpose.

Powers, &c.

Dams, &c. may be made.

SECT. 2. Be it further enacted, That if any person or persons, shall suffer damages, by the erecting of said dams and slips, and the parties cannot agree upon the amount, the same proceedings may be had thereon, to ascertain and settle the same, as is prescribed in the second section of the Act, defining the general powers and duties of turnpike corporations. And if any person or persons shall wilfully destroy or injure the said dams or slips, or any part thereof, or divert or obstruct the waters thereof, he or they shall pay treble damages for such trespass, to be recovered in any Court of competent jurisdiction.

Provision respecting damages.

Penalty for injuring dams, &c.

SECT. 3. Be it further enacted, That a toll be, and hereby is, granted, for the sole use of said corporation, at the following rates, viz: For timber, sufficient to make a thousand feet of boards, which shall pass through the whole extent of said stream, twenty-cents ; for the same quantity of timber which shall pass down the same, as far as the place called Lane's dam, eight cents ; to Wadsworth's mill dam, four cents ; and at the lower dam, eight cents ; and at said several places, the said corporation may cause the toll to be taken accordingly ; the quantity or amount of timber to be determined by the survey from the owner, to the purchaser : And said cor-

Toll granted.

poration, shall, at all times, for the term of ten years, from the time said dams and slips shall be completed, keep the same in repair, for the passing of logs and timber thereon, and shall be liable to pay each person, the damage he may sustain, in consequence of said dams or slips, not being in good and sufficient repair: *Provided*, Any one of said corporation be notified that such repairs are needed, and the same is not done without unnecessary delay; such damage to be recovered in any Court of competent jurisdiction.

SECT. 4. *Be it further enacted*, That said corporation may, as soon as their works, hereby authorized, are, in the opinion of the Court of Sessions, for the county of Oxford, or of their committee, completed and suitable for the passage of logs, have power to collect toll on any timber passing therein; and to retain such part thereof, as may be necessary to pay the toll and charges of collection, if payment be refused; and said corporation may sell at public auction so much of said timber, as may be necessary for the payment of toll and charges thereon, after detaining said timber ten days, and posting up notice thereof, in some public places in the town of Brownfield, six days before the sale; or said corporation may recover said toll of the owner of the timber, by action of debt, in any Court of competent jurisdiction.

SECT. 5. *Be it further enacted*, That Simeon Pease, be, and he hereby is, authorized to call the first meeting of said Proprietors, at such time and place, within the town of Brownfield, as he may direct, by notifying each proprietor, of the time and place of meeting, six days previous thereto.

SECT. 6. *Be it further enacted*, That no individuals shall, by any construction of the provisions of this Act, be deprived or injured in the exercise of any rights or privileges, they might or could have enjoyed, in regard to the stream aforesaid, previous to the passing of this Act.

Corporation held
to keep the dams,
in repair for a
certain time.

Proviso.

Toll when and
how collected.

First meeting,
how called, &c.

Individuals not to
be injured in their
rights.

SECT. 7. *Be it further enacted, That the powers granted by this Act may be enlarged, restricted or annulled, at the pleasure of the Legislature.*

[Approved by the Governor, Feb. 22, 1826.]

CHAPTER CCCCVIII.

AN ACT to authorize a Canal in Cape Elizabeth.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Joshua Mitchell, Samuel Waterhouse, Charles Peabbles, Richard Jordan and Elliot Jordan, their associates and successors, be, and they hereby are constituted a body politic and corporate, by the name of the Proprietors of the Cape Elizabeth Canal; and by that name may prosecute and defend suits at law; may have and use a common seal; may take and hold any estate, real and personal, to any amount not exceeding ten thousand dollars, and the same may use, occupy, dispose of, grant or release, at their pleasure, for the purposes of their incorporation; and generally, may have and enjoy all the powers and privileges usually granted to similar corporations.*

SECT. 2. *Be it further enacted, That the said corporation shall have power to cut and make a canal through and over their own land, or such as they may purchase for that purpose, in said Cape Elizabeth, from Great Pond, so called, in a northerly direction, about half a mile, to the salt marsh, and to feed said canal with the waters of said pond, for the purpose of erecting on said canal, such dams and mills, as public convenience may require: *Provided however,* That the authority hereby granted, shall not be so construed, as to allow any interruption or interference with the Alewife Fishery; and that said corporation shall make and keep in good repair, a strong and substantial dam at the fountain head.*

Persons incorporated.

Powers, &c.

Corporation authorized to make a Canal through certain lands.

Prov. 2.

Powers restricted **SECT. 3. Be it further enacted, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.**

[Approved by the Governor, Feb. 27, 1826.]

CHAPTER CCCCIX.

AN ACT to incorporate the Litchfield Manufacturing Company,

Persons incorporated. **SECT. 1. BE it enacted by the Senate and House of Representatives, in Legislature assembled, That David C. Burr, William Clark, Samuel K. Gilman, Benjamin White, their associates, successors and assigns, be, and they hereby are, incorporated and made a body politic, by the name of the Litchfield Manufacturing Company; for the purpose of carrying on the manufacture of cotton and woollen goods, silk, paper and iron, at Litchfield; and for this purpose, shall have all the powers and privileges, and be subject to all duties and requirements, expressed in an Act, entitled "An Act defining the general powers and duties of manufacturing Companies," passed the eighth day of March, in the year of our Lord, one thousand eight hundred and twenty-one, and in an Act additional thereto, passed the fifth day of February, in the year of our Lord one thousand eight hundred and twenty-three.**

May hold estate, &c. **SECT. 2. Be it further enacted, That the said corporation may lawfully be seized and possessed of such real and personal estate, not exceeding one hundred thousand dollars, as may be necessary and useful, in carrying on the business of said corporation.**

Powers restricted **SECT. 3. Be it further enacted, That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.**

SECT. 4. *Be it further enacted*, That any two of the persons named in this Act may call a meeting of said corporation, at such time and place, as they may think proper, by causing notice thereof to be published in any newspaper, printed in the county of Kennebec, three weeks successively, before such meeting. First meeting, how called.

[Approved by the Governor, Feb. 27, 1826.]

CHAPTER CCCCX.

AN ACT additional to "An Act to alter the law establishing Bowdoin College."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Governor of the State of Maine, for the time being, shall, by virtue of his office, be a member of the Board of Trustees of Bowdoin College: And if, by reason of his accession, the number of Trustees shall be increased beyond twenty-five, they shall, notwithstanding such increase, remain in office, until by the happening of a vacancy, they shall be reduced to the number by law established. The Governor to be a member of the Board of Trustees ex officio.

[Approved by the Governor, Feb. 27, 1826.]

CHAPTER CCCCXI.

AN ACT additional to "An Act authorizing a Lottery for the benefit of the Cumberland and Oxford Canal Corporation."

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That, in addition to the powers and privileges, granted in and by an Act authorizing a Lottery, for the benefit of the Cumberland and Oxford Canal Corporation, passed the eleventh of February, in the year of our Lord, one thousand eight hundred and twenty-three, it shall and may be lawful for the Managers of said Lottery,

Managers authorized to deduct not exceeding 6 per cent. on tickets sold, for the purpose of being resold.

to deduct from the amount of each ticket sold, a sum, not exceeding six per cent. when sold by them to any person or persons, for the purpose of being re-sold.

Former additional act repealed. **SECT. 2.** *Be it further enacted, That “An Act additional to an Act authorizing a Lottery for the benefit of the Cumberland and Oxford Canal Corporation,” passed February tenth, in the year of our Lord, one thousand eight hundred and twenty-four, be, and the same is hereby repealed.*

[*Approved by the Governor, Feb. 27, 1826.*]

CHAPTER CCCCXII.

AN ACT to set off Nahum Corson, with his estate, from Dearborn, and annex the same to the town of Waterville.

Territory set off.

Province.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Nahum Corson, of Dearborn, in the county of Kennebec, with his estate, being about two hundred acres on great lot B. Two, it being the same lots he purchased of Charles Vaughan and Robert H. Gardiner, as laid down on Solomon Adams' plan, be, and hereby is, set off from said Dearborn, and annexed to the town of Waterville: Provided said Corson shall be holden to pay all taxes assessed against him, in said Dearborn, prior to the passing of this Act.

[*Approved by the Governor, Feb. 28, 1826.*]

CHAPTER CCCCXIII.

AN ACT to incorporate the Seven Mile Brook Dam Company in Vassalborough.

Persons incorporated.

SECT. I. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That George Cox, Benjamin Brown, Calvin Spaulding, Abiel P. Fellansbee, James Stur-*

gis, Samuel Homans, Thaddeus Snell, Jun.
their associates and successors, be, and they
hereby are constituted a body politic and corpo-
rate, by the name of the Seven Mile Brook Dam
Company, for the purpose of making, erecting
and holding any dams, in and across said Seven
mile Brook ; with power to prosecute and defend
suits at law ; to have and use a common seal ;
to make any by-laws for the management of their
affairs, not repugnant to the laws of the State ;
to take and hold any estate real and personal, to
any amount, not exceeding five thousand dollars ;
and to give, grant, bargain, sell or use the same,
in such manner, as may be convenient or useful to
said corporation ; to divide the stock or shares in
said corporation, in such manner, and to such
extent as may be deemed expedient ; and, from
time to time, to levy and collect such assessments
thereon, as may be determined by votes, at any
regular meeting ; and said corporation shall have
and enjoy all other powers and privileges usually
granted to corporations for like purposes.

SECT. 2. *Be it further enacted*, That the
corporation hereby established, shall have power
to make and erect any dams, in and across said
Seven mile Brook, in addition to those already
erected, and to make and execute such contracts
with individuals, claiming damages for flowing
their lands, by means of dams, as may be satis-
factory to the parties concerned, or to purchase
any land, so flowed, of the owners thereof, and
hold and use the same, as may be convenient to
said corporation ; and said corporation shall have
power, at all times, to use, manage and dispose
of the waters of said Seven mile Brook, and of
the several ponds and streams tributary thereto,
as said company may deem proper, without pre-
judice to legal or vested rights of others ; or to
the passage of fish in said brook and stream, so
long as the town of Vassalborough shall claim
the privilege of taking fish in said brook and
stream, as now provided by law.

Powers, &c.May hold estate;divide the stock;andlevy and collectassessments, &c.May erect damsacross seven mileBrook, &c.May use the wa-ters without pre-judice to therights of others ;or to the passageof fish.

Powers restricted **SECT. 3.** *Be it further enacted, That the powers granted by this Act, may be restricted, enlarged or annulled, at the pleasure of the Legislature.*

First meeting, how called.

SECT. 4. *Be it further enacted, That George Cox or Benjamin Brown, may call the first meeting of said corporation, at such time and place as they may direct, giving reasonable notice to their associates of such time and place.*

[Approved by the Governor, March 1, 1826.]

CHAPTER CCCCXIV.

AN ACT to incorporate the Thomaston Mechanic Association.

Persons incorporated.

Powers, &c.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Benjamin S. Dean, Abner Rice, Rufus C. Counce, John Balch, John O'Brien, Sullivan Dwight, George Robinson, John F. Cole, Rowland Jacobs, Jun. Jonas Mason, David N. Piper, their associates and successors, be, and they hereby are incorporated into a body politic, by the name of the Thomaston Mechanic Association, for the purpose of establishing a fund for the relief of indigent members of said society, and of improving themselves in mechanical science; with power, by that name, to prosecute and defend suits at law; to have a common seal; to hold any estate, real or personal, not exceeding, in value, the sum of ten thousand dollars; to choose such officers as may be necessary for the convenient management of their concerns; to pass any by-laws, for the government of said corporation, not repugnant to the laws of this State, and with such other powers, not inconsistent with the principles of law, as may be necessary to carry into effect the objects of their association.*

SECT. 2. *Be it further enacted*, That the first meeting of said society, may be called by ^{First meeting.} the three persons first named in this Act, on such notice as they may think proper.

SECT. 3. *Be it further enacted*, That the powers granted by this Act, may be restrained, enlarged or annulled, at the pleasure of the Legislature. ^{Powers restricted.}

[Approved by the Governor, March 1, 1826.]

CHAPTER CCCCXV.

AN ACT to change the names of certain persons.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Ezra Brewster, of Bangor, in the county of Penobscot, shall be allowed to take the name of Ezra Starkweather Brewster; That Zebedee Snell Reynolds, of Lewiston, in the county of Lincoln, shall be allowed to take the name of Charles Reynolds; That Warren Vinton, of Bath, in the county of Lincoln, shall be allowed to take the name of Joseph Warren Vinton; That Thomas Smith, of Hiram, in the county of Oxford, shall be allowed to take the name of Thomas Irish Smith; That Solomon Haskell, of Portland, in the county of Cumberland, shall be allowed to take the name of Lewellyn Solomon Haskell; That Jefferson Ingalls, of Denmark, in the county of Oxford, shall be allowed to take the name of George Ingalls; That Thomas Ramsdell, of Hallowell, in the county of Kennebec, shall be allowed to take the name of George Ramsdell; That William Springer, the third, of Hallowell aforesaid, shall be allowed to take the name of William Nelson Springer; That John Norwood, of Camden, in the county of Lincoln, shall be allowed to take the name of John Winslow Kent Norwood; That William Larrabee, of Strong, in the county of Somerset,

shall be allowed to take the name of William Clark Larrabee; That William Robinson, of Gardiner, in the county of Kennebec, shall be allowed to take the name of William Shaw Robinson; and that Mary Eleanor Read, of Bath, in the county of Lincoln, shall be allowed to take the name of Mary Tyler; and said persons shall, in future, be respectively known and called by the names allowed to each, as aforesaid; and the same shall be considered as their only proper names.

[Approved by the Governor, March 2, 1826.]

CHAPTER CCCCCXVI.

AN ACT to incorporate the President, Directors and Company of the Livermore Bank.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That Jesse Stone, Reuel Washburn, Davis Washburn, Benjamin Winslow, Israel Washburn, William Chinery, Simeon Waters, Peter Haines, Charles Barrell, Isaac Strickland, their associates, successors and assigns, shall be, and hereby are created a corporation by the name of the President, Directors and Company of the Livermore Bank; and shall so continue until the first day of October, which will be in the year of our Lord, one thousand eight hundred and thirty-one; and by that name, shall be, and hereby are, made capable in law to sue and be sued, in any Courts of record, or in any other place; and also to have and use a common seal; to make and enforce any by-laws and ordinances or regulations, necessary and convenient for the management of their affairs, not repugnant to the laws of the State.*

SECT. 2. *Be it further enacted, That said Bank shall be located in the town of Livermore; and the capital stock thereof shall consist of fifty thousand dollars, in gold and silver, and be*

Persons incorporated.

Charter to continue until October, 1831.

Powers and privileges.

Location of the Bank.

divided into five hundred shares; and not more than ten per cent. of such capital stock shall be held or owned, at any time, by one person; and in case several individuals shall be associated together as co-partners, the whole amount of said stock, held or owned by the co-partnership and by all the individuals constituting the co-partnership, shall not at any time exceed ten per cent. of said capital stock; and the capital stock shall be paid in at two instalments, the one half thereof to be paid in gold and silver, on or before the first Monday of October next, and the remaining half thereof, on or before the first Monday of April, which will be in the year of our Lord, one thousand eight hundred and twenty-seven: *Provided*, That no money shall be loaned, nor shall any discounts be made, nor shall any bills or promissory notes be issued from said Bank, until the capital subscribed for, and actually paid in, and existing in gold and silver in their vaults, shall amount to twenty-five thousand dollars; and the affidavit of the President and Cashier of such facts shall have been filed in the office of the Secretary of State. And the Stockholders, at their first meeting, shall, by a majority of votes, determine the mode of transferring and disposing of said stock and the profits thereof, which being entered on the books of said corporation, shall be binding on the stockholders, their successors and assigns; and no transfer of stock shall have, or be of any effect, until it shall have been entered on the books of said corporation: And said corporation are hereby authorized to have and hold, possess, assign and dispose of, at pleasure, any lands, tenements and hereditaments, to the amount of ten thousand dollars, but not to hold beyond that amount at any one time: And said corporation may loan and negotiate their monies and effects, by discounting on banking principles for such security as they shall think advisable: *Provided*, That nothing herein contained, shall restrain or prevent said corporation from taking

Proviso.

Capital \$50,000; not more than 10 per cent. to be held by one person, or co-partners;

when to be paid in.

No loans or discounts to be made until \$25,000 be paid in;

and affidavit made.

Mode of transferring Stock to be determined at first meeting.

Real estate may be held not exceeding a certain amount;

may loan and negotiate monies.

and holding real estate in mortgage or execution, to any amount as security for, or in payment of, any debts due to said corporation.

SECT. 3. *Be it further enacted*, That the rules, limitations, restrictions and provisions, contained in the third section of an Act to incorporate the Union Bank, passed the fifteenth day of February, in the year of our Lord one thousand eight hundred and twenty-five; together with all the provisions of the remaining sections of said Act, following said third section, excepting the fourth, be, and they hereby are made and constituted the fundamental articles and rules, by which said corporation shall be regulated and governed: And said corporation hereby created, shall, at all times, during the existence of their charter, be subject to all duties, liabilities and restrictions, as well as enjoy all the privileges and powers contained or granted in and by the several sections of the Act above described, incorporating the Union Bank at Brunswick, as fully and effectually as if the same provisions had been the subject of special enactment herein.

[Approved by the Governor, March 4, 1826.]

Certain provisions, contained in the Act incorporating Union Bank at Brunswick, to be considered part of this Act.

CHAPTER CCCCXVII.

AN ACT to regulate the Alewife Fishery in Bristol.

Committee to be chosen annually; their duty.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That the town of Bristol, in the county of Lincoln, shall, at their annual meeting in March or April for the choice of town officers, choose a Committee, not exceeding five, nor less than three in number, whose duty it shall be, to cause to be kept open in any river or stream passing through said town, at all places where dams are, or may be erected, for the passage of Alewives, good and sufficient sluiceways for the passage of said fish through the same; and said

sluiceways shall be under such regulations, as said committee may deem proper, for the interest and benefit of said town, subject, however, at all times, to such restrictions or limitations as said town may, by their votes, in legal meeting, impose; and the committee aforesaid, shall be sworn to the faithful discharge of the duties required of them by law.

SECT. 2. *Be it further enacted*, That said sluiceways shall be kept open for the passage of the fish aforesaid, from the first day of May, to the first day of July, and from the twentieth day of August, to the last day of September, annually, unless it may appear to the committee aforesaid, during any part of said period, that it may not be necessary for the purposes aforesaid, that said passage ways should be kept open during the whole time; in which case, it shall be lawful for said committee, to allow the same to be closed at their discretion.

Sluice ways to be kept open during a certain period, unless the committee shall otherwise direct.

SECT. 3. *Be it further enacted*, That the said town of Bristol may at their annual meeting for the choice of town officers, dispose of, or cause to be sold or disposed of, in such manner as they may deem most for their interest, the privilege of taking fish in the river and streams aforesaid, and may also establish from time to time the price at which said fish shall be sold; and said town may at the meetings aforesaid, determine upon what days, not exceeding three in each week, and within what portions of said days the aforesaid fish may be taken, and impose such restrictions and regulations as may most effectually conduce to the preservation of said fishery.

Town may dispose of the privilege of taking fish;

and determine on what days fish may be taken.

SECT. 4. *Be it further enacted*, That no person shall be allowed to take any Alewives on any other days or times than what may be allowed under the provisions of this Act, by the town of Bristol or the committee aforesaid, under the penalty of not less than two dollars nor more than twelve dollars.

Penalty for taking fish contrary to the provisions of this Act.

SECT. 5. *Be it further enacted,* That no person shall hereafter erect any dam on the river aforesaid without leaving a sufficient sluice or passage way for Alewives, as provided in the first section of this Act, and to the satisfaction of the committee hereby authorized, under penalty of fifty dollars.

No dam to be erected without having passage way, &c.

under penalty.

Duty of the committee to prosecute offences.

Penalties how recovered, and to whose use.

Committee not to be considered trespassers in the execution of their duties;

penalty for resisting the committee, &c.

Inhabitants of Bristol may be witnesses.

Parts of former Acts repealed.

SECT. 6. *Be it further enacted,* That it shall be the duty of said fish committee, to prosecute for all offences against the provisions of this Act, in any Court of competent jurisdiction; and all penalties or forfeitures recovered, shall enure one half to the use of said town of Bristol, and the other half to said committee.

SECT. 7. *Be it further enacted,* That said committee shall in no respect be considered as trespassers in passing over the lands of individuals in any part of said town in execution of the duties of their office; and any person resisting or opposing said committee, or either of them, in the performance of their duties aforesaid, shall forfeit and pay a sum not less than ten dollars, nor more than twenty dollars; and no person, by reason of his being an inhabitant of said town of Bristol, or one of said committee, shall be disqualified from being a witness in any prosecution for offences under this Act.

SECT. 8. *Be it further enacted,* That all Acts or parts of Acts inconsistent with the provisions of this Act, be, and they hereby are repealed.

[Approved by the Governor, March 4, 1826.]

CHAPTER CCCCXVIII.

AN ACT to establish the Kennebec and Androscoggin Canal Association.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Robert H. Gardiner, Nehemiah Pierce, Sylvanus Thomas, William H. Brettun,

Persons incorporated.

Samuel Jewett, Edward Fuller, Joshua Bowles, Thomas Chase, Jun. Samuel Holland, and Solomon Adams, with their associates and successors, be, and they hereby are, created a corporation and body politic, by the name of the Kennebec and Androscoggin Canal Association, with all ^{Powers, privileges, &c.} the powers, privileges and immunities incident by law to a corporation aggregate; and said corporation may make any by-laws for the management of their affairs not repugnant to the laws of this State; and may take, hold and convey, any estate real, personal or mixed, necessary for carrying into effect the objects intended by this Act, not exceeding in value, the sum of three hundred thousand dollars.

May hold estate necessary to carry into effect the objects intended, not exceeding a certain amount.

SECT. 2. *Be it further enacted,* That the said corporation shall have power to survey, lay out, make and forever maintain a canal or canals, with a suitable number of locks, from the Kennebec river, in the town of Gardiner, to the Androscoggin river, in the town of Leeds, in or by the Cobbosse Contee stream and ponds, the Androscoggin pond and Dead river, beginning and terminating at such points, and pursuing such direction, between the said rivers, as the said corporation may designate; and shall also have power to survey, lay out, make and forever maintain, a Canal or Canals, from the Sandy river, in Farmington, by and through any of the ponds in the county of Kennebec, to the said first mentioned Canal; to commence and terminate at such points, and to follow such direction, between said Sandy river and said first mentioned Canal, as the said corporation may designate: And shall have power to connect any of the ponds in said county, with said canal, by means of canals, locks or other works; and shall farther have power to improve the boat navigation of Androscoggin river above the mouth of Dead river in Leeds, within this State, by building, making and maintaining locks, inclined planes, dams or other works, or by making canals, in such man-

Authorized to make & maintain canal or canals from Kennebec to Androscoggin river, &c.

Also from Sandy river to the first mentioned canal.

May improve the boat navigation of the Androscoggin.

Proviso.

ner, and at such places as they may designate, and by removing rocks, shoals, or obstructions, in said river: *Provided*, That this grant shall not preclude the Legislature from authorizing any other corporation to take water from said river, for the supply of any other canal or canals: *And Provided also*, That this Act shall not be construed, as intending to grant to this corporation, any exclusive privilege in the rivers, ponds and waters which they may use for the purpose aforesaid; and said corporation may take and use such lands of private persons, along the course of said canals, as may be necessary for the purposes of this Act, acquiring the same title thereto, as is acquired by the public to lands appropriated for public highways, and paying a just compensation therefor: *Provided*, That no

May take the
lands of individ-
uals,by paying a just
compensation.

Proviso.

site occupied for a dwelling house, factory or mill, and mill dam, shall be taken, without the owners assent, a or license from the Supreme Judicial Court, holden for the county, in which such site, so occupied, may be, who are hereby authorized to inquire into the same by a committee or otherwise, at their discretion; and for the purposes of supplying and maintaining said canal or canals, any or all of them, the said corporation is hereby authorized to take and use any water of and from any pond or ponds, rivers or other water courses that may be necessary, and to make in any part of said canal or canals, and at the extremities thereof, all such locks, flood gates, docks, embankments, piers, wharves, basins, inclined planes, or other works that may be convenient or necessary for the purposes of this Act, but not below low water mark of the tide waters in Kennebec river: *Provided*, That no more water shall be taken from any river or pond, than may be necessary to supply the canal leading from such river or pond: *And provided also*, That the said corporation shall not have right to draw water immediately from the Androscoggin river, but shall be required to keep and maintain

May take waters
for the purposes
of supplying the
canals.

Proviso.

a dam across the mouth of Dead river, which shall prevent the water of said Androscoggin river from flowing into said canal, in consequence of any exhaustion of the waters of said Dead river or Androscoggin pond, occasioned by supplying the canal.

SEC'T. 3. *Be it further enacted*, That when the said corporation cannot agree with any other corporation or individual over and through whose lands the said canal or canals may pass, they may apply by petition to the Court of Common Pleas, when held in the county in which any part of such land may lie, therein setting forth, by a proper description, the quantity of land they want, and are unable to purchase by agreement with the owners, and requesting the said Court to have the same valued; and may file the same in the office of the Clerk of said Court, in such county, and may take out a summons from him, under the seal of said Court, with a copy of said petition annexed thereto, returnable at the next term of the same Court; which summons shall be served at least thirty days before the sitting of said Court to which it is returnable, and being duly served by the proper officer for serving such process, the same may be entered with the other actions of the said Court; and the said Court shall thereupon proceed to inquire, and by the verdict of a jury, at the bar of said Court to ascertain the damage sustained by any individual or corporation, whose land shall be taken for the purposes aforesaid; and the same verdict being allowed and recorded, shall be conclusive on all parties; and when the amount, so ascertained, with costs, shall have been paid or tendered by said corporation, and if not accepted, left with the said Clerk, for the use of the party entitled thereto, or his or their legal representative, the said corporation shall be vested with the same title thereto, and right in such estate, as is acquired by the public in lands appropriated for highways, and may thereupon enter upon, occupy

When damages
cannot be agreed
upon, may petition
the Court of
Common Pleas;

proceedings
thereupon.

and use the same, for the purposes aforesaid forever. And the said Court and all officers who may perform any service on such application, shall be entitled to the same fees as are by law taxable in civil actions; and the said corporation may join in the said application, any one or more individuals, whose lands may be taken, and the Court may direct distinct trials; and the said jury shall, in each case, return separate verdicts respecting the lands of each several respondent; and if, in the opinion of the said Court, it may be necessary, they may upon the motion of any party, direct a view of the premises by the jury, upon such terms as to costs, as the Court may think proper.

SECT. 4. Be it further enacted, That if any person or corporation sustain damage in his or their lands or rights, by using, diverting or drawing off any pond or water course, or by overflowing or injuring any lands in consequence of any act or thing done by said corporation, and the said corporation shall tender and offer to pay to the party injured as aforesaid, such sum as said corporation may deem a just and reasonable compensation, the same, if found to be sufficient, as herein after provided, shall be a bar to any further damages for such injury.

Damages sustained by drawing of water may be tendered.

SECT. 5. Be it further enacted, That any person or corporation who may sustain damage as aforesaid, may state his complaint in writing, to the Court of Common Pleas, holden for the county in which such lands lie, or in which said rights are disturbed, at any term thereof, setting forth with legal certainty the injury they have sustained; and a true copy of such complaint being left with the President or Secretary of the said corporation, if any there be, otherwise, with any member of said corporation, thirty days at least before the sitting of such Court, and being afterwards entered upon the docket, said Court may hold jurisdiction of such complaint, and give judgment and issue execution thereon; and said

Persons sustaining damages may complain to the Court of Common Pleas.

corporation may appear and plead to such complaint, any matter in bar, or abatement, or may traverse the facts therein set forth; and the said Court, if an issue in law shall be joined thereon, shall proceed to determine the same: and if an issue in fact shall be joined thereon, the same shall be committed to a jury at the bar of said Court, who shall try it, and return their verdict thereon, and the same jury shall also inquire, and by their verdict ascertain, what damages the party complaining has suffered; and if the said corporation shall not appear, the Court may, upon their default, proceed to inquire by a jury, and ascertain the damages any complainant has sustained. And the same proceedings shall be had respecting such damages as might have been had, if the said corporation had appeared and answered to such complaint. And if the jury who may inquire of the damages in any case where the party has appeared and pleaded in bar of damages, shall not by their verdict find a greater sum in damages than was tendered as aforesaid, then the respondents shall go free of such complaint, and shall have judgment and execution for their legal costs. And if the said corporation shall have neglected to tender amends for any injuries done as aforesaid, before they shall be served with a copy of such complaint, then they may, at any Court, where such process may be pending, bring into the same Court, under a rule for that purpose, for the use of the party complaining, such sum in satisfaction of the injuries complained of, as said corporation may deem reasonable, together with the costs, which may then have arisen; and if the complainant will not accept thereof, and shall not afterwards, by the verdict of the jury, recover a greater sum in damages than shall have been paid into the Court, under such rule, then the party complained of shall go free of such complaint.

SECT. 6. *Be it further enacted*, That any party aggrieved at the judgment of any Court of

Party aggrieved
may appeal to the
S. J. Court.

Common Pleas, may appeal therefrom to the next Supreme Judicial Court, to be holden within and for such county as aforesaid ; and the party appealing, shall, before his appeal shall be granted, enter into recognizance, with one or more sureties, to prosecute his appeal, and to pay such additional costs and damages as may be awarded against him : And the Supreme Judicial Court shall proceed on such appeal, in all respects, as the Court having original jurisdiction thereof ; and if said corporation shall fail to pay and satisfy any execution issued on judgment recovered by any corporation or person, by reason of damages sustained as is mentioned in the third and fourth sections of this Act, for the space of thirty days after demand made by the officer having such execution, on the President or Treasurer of said corporation, it shall be lawful for such officer to levy such execution on the goods or estate of any of the members of said corporation.

Corporation may
build and main-
tain boats ; and

erect warehouses,
wharves, &c.

Canals, &c. to be
considered navi-
gable as a public
highway, for cer-
tain purposes up-
on payment of
tolls.

SECT. 7. *Be it further enacted*, That the said corporation shall have power to build and maintain all such boats as may be convenient and necessary for the transportation of goods, commodities, lumber and articles of every description, in and upon said canal or canals, as they may deem expedient ; and shall have the power to erect and maintain ware-houses, wharves, and other suitable places for the safe keeping of merchandize, and other commodities which may be transported on said canal or canals, at such places as they may designate. And said canals and other works, erected in virtue of this Act, when completed, shall forever thereafter, be esteemed and taken to be navigable as a public highway, for the transportation of all lumber, goods and commodities whatever, upon payment of the tolls established by law.

SECT. 8. *Be it further enacted*, That if any person or persons, shall wilfully or maliciously, take up or remove, break down, dig under, or

otherwise injure any part of said canal or canals, or any work or works, connected with or appertaining to the same or any part thereof, or any boat or boats, store or ware-house, owned by said corporation, such person or persons, for every such offence, shall forfeit and pay to said corporation, a sum not less than fifty dollars, nor more than five thousand dollars, according to the nature and aggravation of the injury done or committed. And such offender or offenders shall further be liable to indictment for such trespass or trespasses, and on conviction thereof, shall be sentenced to pay a fine to the use of the State, of not more than one hundred dollars, nor less than twenty-five.

Penalty for maliciously injuring the canal or other works.

SECT. 9. *Be it further enacted,* That the stock and property of this corporation shall be divided into two thousand shares of one hundred dollars each, certificates of which shall issue under the seal of said corporation, and be signed by the President and Treasurer thereof; and the said shares shall be deemed and taken to be personal estate, and may be transferred by endorsement, and such transfer shall be recorded by the Secretary of said corporation: And in case the amount to be paid in for said shares shall not supply the necessary funds, the corporation may raise the funds required by creating and selling any additional number of shares, which may be necessary over and above the said two thousand shares: *Provided*, That no assessment shall ever be made upon said shares, without the concurrence of at least two thirds of the persons in interest; nor shall such assessments ever exceed, in their total amount, twenty-five dollars on each share; and if the proprietor of any share or shares shall neglect or refuse to pay any assessments, for thirty days after the same has become due, the share or shares on which there is a delinquency, may be sold at public auction, notice of the time and place of sale, being given by the Treasurer of said corporation, in one public

Stock to be divided into 2000 shares.

to be considered personal estate, and may be transferred.

Corporation may create additional shares;

Prov. 1.

Shares of delinquent proprietors may be sold.

newspaper printed in Kennebec, and one in Oxford, if any there be, three weeks at least previous to the time appointed for such sale, and the proceeds shall be applied to the payment of the assessments due on the share or shares so sold, with the incidental charges; and the surplus, if any, shall be paid to the former owner or his legal representatives on demand; and such sale shall give a good and complete title to the purchaser of such share or shares; and he shall receive a new certificate or certificates therefor: *Provided however,* That if before the actual sale of such delinquent share or shares, the proprietor thereof shall pay the assessments due thereon, with interest from the time they became due, and all necessary and reasonable charges, the sale shall not proceed.

Proviso.

Toll granted.

Rates.

SECT. 10. *Be it further enacted,* That a toll shall be, and hereby is granted and established for the benefit of said corporation, according to the rates following, upon all goods, lumber or other commodities transported upon said canal, from the Androscoggin river to the Kennebec river, or upon the said canal from the Sandy river to the Kennebec river, to wit: Timber per ton, white oak, two dollars; red oak, one dollar; pine, one dollar; spruce or hemlock, fifty cents; lumber, per thousand feet, board admeasurement, pine, two dollars; oak, three dollars; ash and other hard stuff not enumerated, two dollars and twenty-five cents. Staves, per thousand, pipe, one dollar and seventy-five cents; hogshead, white oak, one dollar and twenty-five cents; red oak, one dollar; barrel, red oak, fifty cents; white oak, seventy-five cents; ash, fifty cents; shingles, per thousand, thirty-seven and one half cents; clapboards, per thousand, two dollars; merchandize other than herein enumerated, per ton, two dollars; oats, per ton of seventy-five bushels, one dollar and fifty cents; corn and rye, per ton of forty bushels, one dollar and fifty

cents; potatoes per ton of forty bushels, one dollar and fifty cents; charcoal per one hundred bushels, one dollar and fifty cents; hay screwed, per ton, two dollars; bark per cord, one dollar and fifty cents; barrels filled with pot ash, seventy five cents; beef or pork, fifty cents; spirits or wine, thirty-seven and one half cents; cider, twenty cents; lime, salt, iron or iron castings, per ton, one dollar; and all other articles not herein enumerated, shall be holden to pay such toll as may be established by said corporation, as near as may be to the rates aforesaid; and for passing any distance on either of said canals, less than the whole, all goods, lumber, or other commodities shall be subject to pay such proportion of the rates aforesaid, as said distance bears to the whole distance. And said corporation shall have power to detain any goods or lumber transported on said canal or canals, until the toll due therefor, shall be paid; and twenty days after the time such toll shall have become due, may sell at public auction, or otherwise, so much of such goods or lumber, as may be necessary to pay such toll and other incidental charges; or said corporation may sue for said toll by action of debt in any Court of proper jurisdiction: *Provided however, That when twenty years from the first opening of the canal or canals aforesaid, shall have expired, the Legislature from thence forward may regulate the rate of toll at their pleasure; and the same shall be collected, in such manner as may be prescribed by said corporation.*

Goods may be detained until the toll be paid, &c.

Toll may be altered in 20 years.

SECT. 11. *Be it further enacted, That this Act in all legal proceedings, shall be deemed a public Act; and if said corporation shall not complete said canal from the Kennebec to the Androscoggin river, within eight years from the passing of this Act, then so much thereof, as relates thereto, shall be void; and if said corporation shall not complete said canal from the Sandy river aforesaid, to the first mentioned canal, within ten years from the passing of this Act, then so*

This declared to be a public Act.

Parts of the Act to be void in case certain provisions be not complied with.

much of this Act as relates thereto shall be void: And if said corporation shall not improve the navigation of said Androscoggin river, as authorized in this Act, within twelve years from the passage of this Act, then so much of this Act as relates thereto, shall be void.

SECT. 12. *Be it further enacted,* That no logs that may pass down said Androscoggin river, shall be subject to pay toll for passing any of the locks, sluice ways, inclined planes or other works, that may be erected on the same by said corporation; but all rafts, boats or commodities shall be subject to pay for passing through said locks, sluice ways, inclined planes or other works, such rates of toll as the Legislature may prescribe.

SECT. 13. *Be it further enacted,* That it shall be the duty of said corporation to make and keep in good repair, at all times good and sufficient bridges over said canal or canals, with suitable draws in the same when necessary, where any county or town roads now cross, or may hereafter cross the land which may be taken for the same, for the passage of teams, mail stages and carriages, and every thing else necessary for the public convenience, toll free.

SECT. 14. *Be it further enacted,* That the stock and property of said corporation shall be exempted from all public taxes until a dividend shall be made on the shares of said corporation, equal to an annual income of six per centum on the money actually expended by said corporation in making said canal or canals, or other works connected with and appertaining to the same.

SECT. 15. *Be it further enacted,* That after six years from the passage of this Act, the Legislature may take the said canals, or so much of the same as shall have been completed, together with the works connected therewith, by paying to the corporation the actual cost of said canals and works, and interest, after deducting the amount of income which may have been received by said corporation.

Certain logs not to be subject to toll.

Bridges, &c. to be erected and kept in repair.

Stock exempted from taxes until dividend of six per cent. shall be made.

Legislature may take the Canals, &c. after 6 years, upon paying cost and interest.

SECT. 16. *Be it further enacted,* That any four of the persons named in the first section of this Act, may call the first meeting of said corporation, to be held at such time and place as they may judge proper ; of which meeting they shall give notice, by publishing the same in one public newspaper printed in Portland, one such newspaper published in Kennebec county, and another in Oxford county, the first publication to be fourteen days, at least, previous to said meeting. And at all meetings of said corporation, one vote shall be allowed to a share ; and absent proprietors may vote by proxy duly authorized in writing.

First meeting, by whom and how called.

Each share allowed one vote.

SECT. 17. *Be it further enacted,* That nothing in this Act, shall be so construed, as to prevent the owners of logs on Androscoggin river from making and maintaining a boom across Dead river, at any suitable place therein during the times of freshets, for the purpose of preventing their logs passing up said river. And if any logs shall escape and pass into said Dead river, then the owners thereof shall have a right to bring them back into said Androscoggin river free of toll.

Nothing in this Act to prevent a boom across Dead River, &c.

[Approved by the Governor, March 4, 1826.]

CHAPTER CCCCXIX.

AN ACT to incorporate the Union Lodge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Nathaniel Robbins, William Batie, Elisha Harding, their associates and successors, be, and they hereby are constituted a body politic and corporate, by the name of the Union Lodge ; with power to prosecute and defend suits at law ; to have a common seal and to change the same ; to make any by-laws for the management of their affairs, not repugnant to the laws of the State ; to take and hold for charitable and benevolent uses, any real estate to the value of

Persons incorporated.

Powers, &c.

May hold estate, &c.

three thousand dollars, and any personal estate to the value of five thousand dollars, and to give and grant, or bargain and sell the same; and generally to have and enjoy all the powers and privileges usually granted to other societies instituted for purposes of charity and beneficence.

First meeting. **SECT. 2.** *Be it further enacted*, That the first meeting of said corporation shall be held at such time and place as a majority of the persons named in this Act may notify and direct.

Powers restricted **SECT. 3.** *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXX.

AN ACT establishing the Portland Athenæum.

Persons incorporated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Ichabod Nichols, Edward Payson, Albion K. Parris, Prentiss Mellen, William P. Preble, Ashur Ware, Stephen Longfellow, Nicholas Emery, Isaac Adams, Simon Greenleaf, Joseph Adams, William Willis, William B. Sewall, Charles S. Daveis, Robert Ilsley, Andrew L. Emerson, John Mussey, William Swan, Alford Richardson, Barrett Potter, Eliphalet Greely, James C. Churchill, George Warren, Nathaniel Mitchell, Benjamin Willis, Jeremiah Haskell, Oliver Gerrish, Joseph Harrod, Jacob Knight, Henry Smith, William Wood, their associates and successors, be, and they hereby are, constituted a body politic and corporate forever, by the name of the Proprietors of the Portland Athenæum; and by that name shall have power to prosecute and defend suits at law; to have and use a commsn seal; to take and hold for the objects of their association any estate, real and personal, to an amount not exceeding thirty thou-

Powers, &c.

May hold estate, &c.

sand dollars, and the same to use and dispose of at their pleasure; to make and execute any by-laws for the convenient management of their affairs, not repugnant to the laws of the State; and generally to have and enjoy all the powers and privileges incident to corporations instituted for literary and scientific purposes.

Further powers and privileges.

SECT. 2. *Be it further enacted*, That it shall be lawful for said corporation, in addition to their reading room and library, to make and collect a cabinet of specimens in Natural History and Mineralogy, and for such other scientific purposes as to said corporation may seem expedient.

Additional powers and privileges

SECT. 3. *Be it further enacted*, That the first meeting of said corporation, may be called by any three of the persons named in this Act, First meeting. by giving reasonable notice of the time and place appointed for such meeting, in the public newspapers printed in Portland.

SECT. 4. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.

Powers restricted.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXI.

AN ACT to incorporate the President, Directors and Company of the York County Bank.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Daniel Sewall, Joseph Storer, Benjamin Smith, Joseph Moody, John Low, Charles W. Williams, William Lord, Horace Porter, James K. Remick, Edward Greenough and Barnabas Palmer, and their associates and successors, be, and they hereby are constituted a body politic and corporate by the name of The President, Directors and Company of the York County Bank; and shall so continue until the first day of October, which will be in the year Charter to continue until October 1831.

of our Lord, one thousand eight hundred and thirty one; and by that name said corporation may prosecute and defend suits at law; may have and use a common seal; may make, ordain and execute such by-laws, ordinances and regulations as may be necessary or convenient for the government of said corporation and the prudent management of their affairs, provided the same be not repugnant to the laws of this State. And said corporation shall always be subject to the rules, limitations and provisions herein prescribed; and also to the rules, limitations and provisions contained in the Act to incorporate the Union Bank, passed February fifteenth, in the year of our Lord one thousand eight hundred and twenty-five, from the third section of said Act to the end thereof, inclusive, with the exception of the fourth section only.

SECT. 2. Be it further enacted, That said Bank shall be established in the town of Kennebunk; and the capital stock thereof shall be one hundred thousand dollars, in gold and silver, and be divided into one thousand shares; and not more than ten per cent. of such capital stock shall at any one time be held or owned by one person; and in case several individuals shall be associated together as co-partners, the whole amount of said stock, held or owned by the co-partnership and by all the individuals constituting the co-partnership, shall not, at any time, exceed ten per cent. of said capital stock; and the said capital stock shall be paid in at two instalments, the one half thereof to be paid in gold and silver, on or before the first Monday of October next, and the remaining half part thereof, on or before the first Monday of April, which will be in the year of our Lord, one thousand eight hundred and twenty-seven: **Provided,** That no money shall be loaned, or discounts made, nor shall any bills or promissory notes be issued from said Bank, until the capital subscribed for, and actually paid in, and existing in gold and silver in their vaults, shall amount

Powers, privileges, &c.

Rules, limitations, &c.

Certain provisions, contained in the Act incorporating Union Bank to be binding on this corporation.

Location of the Bank.

Capital Stock \$100,000;

not more than 10 per cent. to be held by one person, or co-partners;

when to be paid in.

No loans or discounts to be made until \$50,000 be paid in;

to fifty thousand dollars ; and the affidavit of the President and Cashier, of such facts, shall have ^{and affidavit made.} been filed in the office of the Secretary of State. And the Stockholders, at their first meeting, shall determine, by a majority of votes, the mode of transferring and disposing of said stock and the profits thereof ; which being entered on the books of said corporation, shall be binding on the stockholders, their successors and assigns ; and no transfer shall be of any effect, until it shall have been entered on the books of said corporation : And the said corporation are hereby made capable in law to have and hold, purchase, receive, possess and retain, to them, their successors and assigns, lands, tenements and hereditaments, to the amount of ten thousand dollars, and no more at any one time ; with power to bargain, sell and dispose of the same ; and to loan and negotiate their monies and effects, by discounting on banking principles, on such security as they shall think advisable : *Provided*, Nothing herein contained, shall restrain or prevent said corporation from taking and holding real estate in mortgage or on execution, to any amount, as security for, or in payment of, any debts due to said corporation.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXII.

AN ACT to incorporate the North Yarmouth Bank.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That John Webster, Samuel Fisher, Jeremiah Buxton, William Buxton, John Hayes, Jun. Jeremiah Baker, John Cutter, Thomas Chase, Jun. Amos Storer and Zadock Humphrey, their associates and successors, be, and they hereby are, created a corporation by the name of the President, Directors and Company

Persons incorporated.

of the North Yarmouth Bank; and shall so continue until the first day of October, which will be in the year of our Lord one thousand eight hundred and thirty-one; and by that name may prosecute and defend suits at law; may make, have and use a common seal; may ordain and establish any by-laws, ordinances and regulations, which, to said corporation, may appear necessary or convenient, for the prudent management of their affairs, provided the same be not repugnant to the laws of the State. And said corporation shall always be subject to the rules, restrictions, limitations and provisions herein prescribed, and also to all such as are contained in the several sections of an Act to incorporate the Union Bank, from the third to the eighteenth, both inclusive, saving and excepting the fourth section only; which said last mentioned Act was passed February fifteenth, one thousand eight hundred and twenty-five.

SECT. 2. *Be it further enacted*, That the said Bank hereby established, shall be located in North Yarmouth; and that the capital stock thereof shall consist of the sum of fifty thousand dollars in gold and silver, and be divided into five hundred shares; and not more than ten per cent. of such capital stock shall, at any time, be held by any one person; and in case several individuals shall be associated together as co-partners, the whole amount of said stock held or owned by the copartnership and by all the individuals constituting the copartnership, shall not, at any time, exceed ten per cent. of said capital stock; and said capital stock shall be paid in at two installments, the one half thereof to be paid in gold or silver, on or before the first Monday of October next, and the remaining half part thereof, on or before the first Monday of April, which will be in the year of our Lord, one thousand eight hundred and twenty-seven: *Provided*, That no money shall be loaned, nor discounts made, nor shall any bills or promissory notes be issued from said

Charter to commence
due until October
1831.

Powers and
privileges.

Rules, limitations
&c.

Certain provisions contained in
the Act incorporating the Union
Bank, binding on
this corporation.

Location of the
Bank.

Capital Stock
\$50,000;

not more than 10
per cent. to be
held by one per-
son, or co-part-
ners;

when to be paid
in.

No loans or dis-
counts to be made
until \$25000 be
paid in;

Bank, until the capital, subscribed for, and actually paid in, and existing in gold and silver in their vaults, shall amount to twenty-five thousand dollars, and the affidavit of the President and Cashier, of such facts, shall have been filed in the office of the Secretary of State. And the stockholders, at their first meeting, shall, by a majority of votes, determine the mode of transferring and disposing of said stock and the profits thereof, which being entered on the books of said corporation, shall be binding on the stockholders, their successors and assigns ; and no transfer of stock shall be of any effect, until it shall have been entered on the books of said corporation : And the said corporation are hereby made capable in law to have, hold, purchase, receive, possess and retain to them, their successors and assigns, lands, tenements and hereditaments, to the amount of ten thousand dollars, and no more at any one time ; with power to bargain, sell and dispose of the same ; and to loan and negotiate their monies and effects, by discounting on banking principles, on such security as they shall think advisable : *Provided*, Nothing herein contained shall restrain or prevent said corporation, from taking and holding real estate in mortgage or on execution, to any amount, as security for, or in payment of, any debts due to said corporation.

Real estate may be held not exceeding a certain amount ;
may negotiate monies, &c.

Mode of transferring Stock to be determined at first meeting.

and affidavit made.

Proviso.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXIII.

AN Additional ACT respecting the Wiscasset Bank.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the President, Directors and Company of the Wiscasset Bank, shall be and continue a body corporate, until the first day of March, one thousand eight hundred and twenty-eight, subject to the obligations, and with the rights and privil-

Corporation con-
tinued until
March 1828, for
certain purposes.

eges belonging to the same, as prescribed in "An Act restricting the Wiscasset Bank in negotiating business as a banking corporation, and providing for the collection of their debts and for other purposes," passed March eighth, one thousand eight hundred and twenty-one, any thing in said Act or in the Acts additional thereto, to the contrary notwithstanding.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXIV.

AN ACT to incorporate the Bath Public Library.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That David C. Magoun, Joseph Sewall, Freeman Clark, William D. Sewall, William P. Smith, their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name of The Proprietors of the Bath Public Library; for the purpose of holding, increasing and preserving a Library within the town of Bath; and for that purpose, said corporation, by the name aforesaid, shall have power to prosecute and defend suits at law; to have and use a common seal; to take and hold any estate, real or personal, to an amount not exceeding five thousand dollars; which estate, said corporation shall have power to sell, convey or lease at their pleasure; and said corporation shall have power to make and execute any by-laws, convenient for the management of their affairs, not repugnant to the laws of the State, and generally to have and enjoy all the rights and privileges incident to corporations established for like purposes.*

SECT. 2. *Be it further enacted, That the first meeting of said corporation, shall be called and notified in such manner, as may be determined by a majority of the persons named in this Act.*

Persons incorporated.

Powers, &c.

May hold estate, &c.

First meeting.

SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, Powers restricted restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXV.

AN ACT to incorporate the Great Works Manufacturing Company.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Timothy Ferguson, Benjamin Nason, Theodore F. Jewett and Andrew Goodwin, Persons incorporated. their associates and successors, hereby are constituted and made a corporation, by the name of the Great Works Manufacturing Company, and are hereby empowered to carry on the manufacture of woollen and cotton goods, at Great Works River, in the county of York, and for this purpose shall have all the powers and privileges, and Powers, &c. be subject to all the duties and requisitions, contained in an Act, passed on the eighth day of March, in the year of our Lord one thousand eight hundred and twenty-one, entitled "An Act defining the general powers and duties of Manufacturing Corporations," and in an Act additional thereto, passed the fifth day of February, in the year of our Lord one thousand eight hundred and twenty-three.

SECT. 2. *Be it further enacted,* That said corporation may purchase, take and hold real and personal estate; to an amount not exceeding four hundred thousand dollars, and may sell and dispose of the same at pleasure, and may erect on the real estate, so to be purchased and held, such May hold estate, &c. dams, mills, works, machines and buildings, as shall be necessary or useful in carrying on the manufactures and conducting the business of May erect dams, mill, &c. said corporation.

Powers restricted **SECT. 3. Be it further enacted,** That the powers granted by this Act, may be enlarged, restrained or annulled, at the pleasure of the Legislature.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXVI.

AN ACT to authorize John Patten and others to maintain a Free Bridge over Cathanse River.

Persons authorized to erect and maintain a free Bridge. **BE it enacted by the Senate and House of Representatives, in Legislature assembled,** That John Patten, Isaac Purrington, Syms Gardner and Samuel Gray, with their associates and successors, be, and they hereby are authorized and empowered to repair, rebuild and forever maintain a free Bridge across Cathanse River, at the place where the Bridge is now erected, on the road leading from Topsham to Cathanse village, in Bowdoinham: **Provided,** That said Bridge shall be furnished with a suitable draw or passage way for vessels through the same.

Proviso.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXVII.

AN Additional ACT respecting the Hallowell and Augusta Bank.

Corporation continued until March 1828, for certain purposes. **BE it enacted by the Senate and House of Representatives, in Legislature assembled,** That the President, Directors and Company of the Hallowell and Augusta Bank, incorporated June twenty-third, one thousand eight hundred and twelve, shall be and continue a body corporate, until the first day of March, one thousand eight hundred and twenty-eight, subject to the obligations, and with the rights and privileges belonging to the same, as prescribed in an Act revoking the charter of the Hallowell and Augusta Bank, and providing for the collection and payment of

the debts of the corporation, and closing its concerns, passed March second, one thousand eight hundred and twenty-one; any thing in said Act, or in the Act additional thereto, to the contrary notwithstanding.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCXXVIII.

AN ACT to incorporate the Oxford Lodge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Levi Stowell, Abijah Hall, Jun. Rufus Stowell, Simeon Chipman, John Millet, Jonathan Swift, Levi Rawson, Emmer Rawson, their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name of the Oxford Lodge; and by that name to have power to prosecute and defend suits at law; to have and use a common seal; to make and execute any by-laws for the convenient management of their affairs, not repugnant to the laws of the State; to take and hold for charitable and benevolent uses, any real estate, to the value of three thousand dollars, ^{Persons incorporated.} ^{Powers, &c.} and any personal estate, to the value of five thousand dollars; and to give and grant, or bargain and sell the same, at their pleasure; and generally to have and enjoy all the powers and privileges usually granted to other societies instituted for purposes of charity and beneficence.

SECT. 2. *Be it further enacted,* That the first meeting of said corporation shall be held at such time and place, and be notified in such manner, as a majority of the persons herein named may direct.

SECT. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCXXIX.

AN ACT to prevent the destruction of Fish in Sebasticook River.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That it shall be the duty of all persons owning or interested in any mill dam, wear or other obstruction, that is already made, or that shall be made hereafter, in the Sebasticook river, to provide and maintain a sufficient passage or sluice way, for the fish called Salmon, Shad and Alewives, to pass up and down, with ease and convenience, in their season of going to spawn, and of returning; and to keep the same open and clear of slabs and other obstructions, from the first day of May, to the fifth day of July annually, and from the twentieth of August to the last of September annually. And no person shall construct or keep up any wear that shall extend more than one third of the way across said river. And any person who shall offend against the provisions of this section, shall forfeit and pay a sum of not less than twenty, nor more than two hundred dollars, to be recovered in an action of debt, by any inhabitant of any town through which said river runs; one half to the use of such inhabitant, and the other half to the use of the town to which he belongs. And it shall be the duty of the Selectmen of said towns to see that the above provisions are carried into effect.

Penalty for setting nets, and

SECT. 2. *Be it further enacted,* That if any person shall set any net, seine or other machine, for the purpose of taking any of said fish in said river, on the Saturday, Sunday or Monday of any week, he shall forfeit a sum not exceeding ten dollars for every such offence. And every person who shall take or catch any of said fish on either of those days, shall forfeit for every salmon so taken, a sum not exceeding two dollars; for every shad, a sum not exceeding one dollar; and for every hundred alewives, a sum not

taking fish on certain days of the week.

Owners of Mill Dams, &c. to provide passage or sluice ways for fish;

and keep the same open during certain time;

no wear to extend more than one third across the river.

Penalty for the violation of the provisions of this Act;

how recovered and to whose use.

Duty of the Selectmen.

Penalty for setting nets, and

taking fish on certain days of the week.

exceeding two dollars. And the penalties prescribed in this section, may be recovered in an action of debt, by, and to the use of any person who shall sue for the same. And it shall be lawful to take fish in said river on any other day in the week than those above mentioned; any law to the contrary notwithstanding.

[Approved by the Governor, March 6, 1826.]

CHAPTER CCCCXXX.

AN ACT authorizing a Lottery for the benefit of a Bridge at Sullivan Ferry.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That a Lottery be, and is granted to John Sargent, of Sullivan, in the county of Hancock, to raise the sum of four thousand dollars, in consideration of expenses incurred by him, in erecting a Bridge across an arm of the sea, at a place called Sullivan Ferry; and for finishing and keeping the same in repair. And the Governor, with the advice of Council, shall appoint the Managers of said Lottery, not exceeding three in number; and shall have power to remove the same, and to fill all vacancies in the board of Managers, occasioned by death, resignation, removal or otherwise. And the Managers of said Lottery shall, from time to time, make and publish such schemes, as shall, in their opinion, best promote the purposes of said Lottery; draw the same, and transact all business necessarily connected with the duties of their appointment.

Lottery granted to John Sargent to raise \$4,000 for certain purposes.

Managers to be appointed by the Governor and Council,

to publish schemes, draw the lottery, &c.

SECT. 2. *Be it further enacted,* That said Managers, before they enter upon the duties of their office, shall be sworn to the faithful performance of said duties, and shall give bond to the State, with sufficient sureties, to the satisfaction of the Governor and Council, in the sum of ten thousand dollars, conditioned for the faith-

Managers to be sworn, give bond, conditioned, &c.

ful performance of all the duties of their office; and that they will at such time, and in the manner by law provided, pay into the Treasury of the State, the whole proceeds of said Lottery, after deducting for their expenses and services, such sums as shall be allowed them by the Governor and Council, not exceeding twenty-five per cent. on the sum raised by said Lottery; which bond shall remain with the Treasurer of the State, for and during the term of three years, after all the classes shall be drawn and completed, that all persons, aggrieved by the doings of said Managers, may have the benefit of the same.

Remedy thereon.

Managers held to
pay prizes within
60 days after
drawing, &c.

to pay the pro-
ceeds of each
class into the
State Treasury in
60 days after
drawing;

to account for all
tickets, and prize-
es, not claimed;

jointly liable to
pay prizes, tho'
the tickets signed
by only one.

Managers to
publish schemes,
time of drawing,
&c.

to keep a book
in which they
shall charge
themselves with
tickets, &c.

SECT. 3. *Be it further enacted*, That the Managers shall be held to pay all prizes, that shall be drawn, in any class of said Lottery, on demand after sixty days shall have elapsed, from the time the drawing of such class shall have been completed; and all prizes, not demanded in one year after the drawing of any class, shall be considered as given for the purposes for which this Lottery is granted: And the Managers of said Lottery, within sixty days after each class in said Lottery is drawn, shall pay into the Treasury of the State, the whole proceeds of said class, after deducting the amount, allowed them by the Governor and Council, for their services and expenses as aforesaid; and said Managers shall be holden to account for all the tickets in every class in said Lottery; and all prizes not claimed within one year, as aforesaid. And the Managers shall be jointly holden to pay the prize drawn against any number, though the ticket drawing such prize, be signed by one of them only.

SECT. 4. *Be it further enacted*, That said Managers shall, from time to time, publish in one or more of the public newspapers printed in the State, the scheme of each class in said Lottery, the time and place of drawing and list of prizes; and shall keep a book in which they shall charge themselves with the amount received for each ticket, in every class in said Lottery, num-

bearing the same, and of prizes not claimed within one year; and they shall credit themselves with the amount of the prizes paid to the purchasers of tickets; which book shall be exhibited to the Governor and Council, at the first session they shall hold after the drawing of any class, and oftener, if required; and a transcript of the account shall be filed in the Treasurer's office. And it shall be lawful for said Managers to deduct from the amount of each ticket sold, six per cent, when sold by said Managers to any person or persons for the purpose of being sold again. And when the whole business of said Lottery shall be completed, the Managers shall make up and exhibit to the Governor and Council, a fair account of their whole proceedings, which, after being examined by the Governor and Council, shall be filed in the Treasurer's office.

SECT. 5. *Be it further enacted*, That the proceeds of said Lottery, which shall be raised and paid into the State Treasury, shall be paid over to John Sargent aforesaid, for whose benefit this Act is intended, at such times and in such sums as the Governor, with advice of Council, may order and direct.

SECT. 6. *Be it further enacted*, That this Act shall continue and be in force for the term of eight years, unless the sum herein provided shall be sooner raised; and that the faith of the State shall not be considered as in any manner pledged for the management of said Lottery or payment of any prizes which may be drawn thereby.

[Approved by the Governor, March 7, 1826.]

CHAPTER CCCCCXXXI.

AN ACT granting a Lottery to encourage Steam Navigation in this State.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That a Lottery be, and hereby is granted

Lottery granted to Seward Porter to raise \$25,000 for certain purposes.

to Seward Porter, of Bath, in the county of Lincoln, to raise the sum of twenty-five thousand dollars, for the purpose of enabling him to carry into more complete effect steam navigation, between the ports of this State, and of the States and territories adjacent, and for affording him indemnity for what expenses he may have already, or may hereafter incur, in the prosecution of the objects aforesaid. And the Governor, with advice of Council, is hereby authorized to appoint the Managers of said Lottery, not exceeding three in number; and shall have power to remove the same, and to fill all vacancies in said board of Managers, occasioned by death, resignation, removal or otherwise. And the Managers of said Lottery, shall, from time to time, make and publish such schemes, as in their opinion, shall best promote the purposes of said Lottery; and shall draw the same, and transact all business necessarily connected with the duties of their appointment.

Managers to be appointed by the Governor and Council;

to publish schemes, draw the lottery, &c.

Managers to be sworn, give bond, conditioned, &c.

Remedy thereon.

SECT. 2. *Be it further enacted*, That said Managers, before they enter upon the duties of their office, shall be sworn to the faithful performance of said duties, and shall give bond to the State, with sufficient sureties, to the satisfaction of the Governor and Council, in the sum of thirty thousand dollars, conditioned for the faithful performance of all the duties of their office; and that they will, at such time and in the manner required by law, pay into the Treasury of the State, the whole proceeds of said Lottery, after deducting for their expenses and services, such sums as shall be allowed them by the Governor and Council, not exceeding twenty-five per cent. on the sum allowed to be raised by said Lottery; which bond shall remain with the Treasurer of the State, for the term of three years, after all the classes shall be drawn and completed; that all persons, aggrieved by the doings of said Managers, may have the benefit of the same.

SECT. 3. *Be it further enacted*, That the Managers shall be held to pay all prizes that shall

be drawn in any class of said Lottery on demand, after sixty days shall have elapsed from the time the drawing of such class shall have been completed, and all prizes not demanded in one year after the drawing of any class, shall be considered as given for the purposes intended by this Lottery.

Managers held to
pay prizes within
60 days after
drawing, &c.

And the Managers of said Lottery, within sixty days after each class in said Lottery is drawn, shall pay into the Treasury of the State, the whole proceeds of said class, after deducting the amount allowed them by the Governor and Council, for their services and expenses as aforesaid.

to pay the pro-
ceeds of each
class into the
State Treasury in
60 days after
drawing;

And said Managers shall be holden to account for all the tickets, in every class in said Lottery, and all prizes not claimed within one year as aforesaid: And the Managers shall be jointly holden to pay the prize drawn against any number, although the ticket, drawing such prize, be signed by one only of said Managers.

to account for all
tickets and prizes
not claimed;

jointly liable to
pay prizes, tho'
the tickets be
signed by only
one.

SEC. 4. *Be it further enacted,* That said Managers shall, from time to time, publish in one or more of the public newspapers printed in the State, the scheme of each class in said Lottery, the time and place of drawing, and lists of prizes, and shall keep a book in which they shall charge themselves with the amount received for each ticket in every class in said Lottery, numbering the same; and of prizes not claimed within one year; and they shall credit themselves with the amount of the prizes paid to the purchasers of tickets; which book shall be exhibited to the Governor and Council, at the first session they shall hold, after the drawing of any class, and oftener, if required: And a transcript of the account shall be filed in the Treasurer's office:

Managers to pub-
lish schemes, time
of drawing, &c.

to keep a book in
which they shall
charge them-
selves with tick-
ets, &c.

and credit
themselves with
prizes paid, &c.

and exhibit the
same to the Gov-
ernor and Coun-
cil; and

to render a fair
account of their
proceedings
when the lottery
is finished;

And when the whole business of said Lottery shall be completed, the Managers shall make up and exhibit to the Governor and Council, a fair account of their whole proceedings, which, after being examined by the Governor and Council, shall be filed in the Treasurer's office; and it shall be lawful for the Managers to deduct a sum

may deduct 6 per cent. from tickets to be resold. not exceeding six per centum on each ticket sold, for the purpose of being resold.

Proceeds of the lottery when to be paid to Seward Porter.

Provided:

SECT. 5. *Be it further enacted,* That the proceeds of the sales of tickets, in said Lottery, which shall be raised and paid into the Treasury of this State, shall be paid over to said Seward Porter, for the purposes aforesaid, for whose benefit this Lottery is granted, at such times and in such sums, as the Governor, with advice of Council, may order and direct: *Provided,* Said Porter shall continue to afford as much and more accommodation to the public by means of steam boat navigation within this State, as has been afforded during the past year.

Limitation.

Faith of the State not pledged

SECT. 6. *Be it further enacted,* That this Act shall continue, and be in force, for the space of ten years, unless the sum herein authorized shall be sooner raised: And that the faith of the State shall not be considered in any manner pledged for the management of said Lottery, or for the payment of any prizes drawn thereby.

[Approved by the Governor, March 7, 1826.]

CHAPTER CCCCXXXII.

AN ACT authorizing a Canal for the improvement of the navigation of Mousam River.

Persons incorporated.

Powers, &c.

May hold estate, &c.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Daniel Sewall, Joseph Moody, John Low, Benjamin Smith, Horace Porter, and their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name of the Proprietors of Mousam Canal; and by that name shall have power to prosecute and defend suits at law; to have and use a common seal; to make any by-laws or regulations necessary or proper for the purposes of their incorporation, not repugnant to the laws of the State; and to purchase and hold any estate, real or personal, not exceeding ten thou-

sand dollars, which may be necessary to carry into effect the powers granted by this Act: And Further powers. said company shall have and enjoy all the powers, privileges and immunities incident by law to corporations aggregate.

SECT. 2. *Be it further enacted,* That said corporation shall have power to build a dam a-
Corporation au-
thorized to erect
a dam across
Mousam river, &c cross Mousam river in Kennebunk, or the canal so called, at any place between the mouth thereof, and the head of tide water, and to turn the course of said river, so that it may run into the sea, at some place between the present mouth of the same, and the mouth thereof, as it existed before the canal was made, by which it now runs; and said corporation shall also have power to also, other dams. build any other dams between the two points first mentioned, and to straighten said river wherever it may be necessary: *Provided,* That nothing herein contained, shall authorize said corporation to remove the lower bridge over said river, on the road leading to Kennebunk Port, or in any way, to injure or obstruct the travel over said road and bridge: *Provided,* That the persons named in the first section of this Act, or their heirs, shall be held liable to pay all damages, that may hereafter arise, in consequence of altering said river, from the course it now runs.

SECT. 3. *Be it further enacted,* That when said corporation shall find it necessary to purchase lands of individuals or corporations, over or through whose lands the said canal hereby authorized, may pass, and said canal company cannot agree with said owners in purchasing the same, such proceedings shall be had, for ascertaining and estimating the damages sustained by said owner or owners, as are directed in and by the Act to establish the Cumberland and Oxford Canal corporation, passed March fifteenth, eighteen hundred and twenty-one.

SECT. 4. *Be it further enacted,* That the first meeting. first meeting of said corporation may be called

and notified at such time and place as a majority of the persons herein named may direct.

Powers restricted SECT. 5. *Be it further enacted*, That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

[Approved by the Governor, March 8, 1826.]

CHAPTER CCCCCXXXIII.

AN ACT to apportion and assess on this State a Tax of Forty-nine thousand nine hundred and ninety-one dollars and ninety-seven cents.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That each town, plantation or other place hereinafter named, within this State, shall be assessed and pay the several sums with which they respectively stand charged in the following schedule, viz.:

COUNTY OF YORK.

Alfred,	Two hundred and thirty two dollars,	232 09
Berwick,	Four hundred seventy four dollars and fifty cents,	474 50
Biddeford,	Three hundred and seventy six dollars,	376 00
Buxton,	Three hundred eighty two dollars and fifty cents,	382 50
Cornish,	One hundred forty six dollars and ten cents,	146 10
Eliot,	Two hundred sixty seven dollars and twenty cents,	267 20
Hollis,	Two hundred thirty eight dollars and eighty cents,	238 80
Kennebunk,	Five hundred sixteen dollars and fifty cents,	516 50
Kennebunk Port,	Seven hundred two dollars and seventy cents,	702 70
Kittery,	Two hundred eighty nine dollars and fifty cents,	289 50
Lebanon,	Three hundred and five dollars and fifty cents,	305 50
Lyman,	One hundred ninety three dollars and twenty cents,	193 20
Limerick,	Two hundred seven dollars and sixty cents,	207 60
Limington,	Two hundred fifty nine dollars and thirty cents,	259 30
Newfield,	One hundred sixty four dollars and forty cents,	164 40
Parsonsfield,	Three hundred and eighty four dollars,	384 00
Saco,	Six hundred thirty eight dollars and fifty cents,	638 50
Sanford,	Two hundred fifty nine dollars and twenty cents,	259 20
Shapleigh,	Three hundred fifty one dollars and eighty cents,	351 80
South Berwick,	Three hundred and two dollars,	302 00
Waterborough,	Two hundred and six dollars and fifty cents,	206 50
Wells,	Four hundred thirty one dollars and twenty cents,	431 20
York,	Six hundred three dollars and fifty cents,	603 50
Seven thousand nine hundred thirty two dollars and fifty cents,		7,932 50

COUNTY OF CUMBERLAND.

Baldwin,	Seventy six dollars and twenty-five cents,	76 25
Bridgeton,	One hundred ninety one dollars and twenty cents,	191 20
Brunswick,	Four hundred ninety five dollars,	495 00

Cumberland,	Three hundred nine dollars and twenty cents,	309 20
Cape Elizabeth,	Two hundred twenty four dollars and ten cents,	224 10
Danville,	One hundred twenty eight dollars and five cents,	128 05
Durham,	Two hundred fifty one dollars and eighty five cents,	251 85
Falmouth,	Three hundred ninety seven dollars and fifty cents,	397 50
Freeport,	Four hundred eighteen dollars and forty cents,	418 40
Gorham,	Five hundred fifty six dollars and fifty cents,	556 50
Gray,	Two hundred thirteen dollars and twenty cents,	213 20
Harrison,	One hundred four dollars and thirty cents,	104 30
Harpswell,	Two hundred eighteen dollars and eighty cents,	218 80
Minot,	Three hundred thirty eight dollars,	338 00
New Gloucester,	Three hundred forty three dollars,	343 00
North Yarmouth,	Five hundred sixteen dollars and thirty cents,	516 30
Otisfield,	One hundred eighty six dollars and sixty cents,	186 60
Portland,	Three thousand five hundred and twenty eight dollars,	3528 00
Pownal,	One hundred eighty two dollars and sixty cents,	182 60
Poiland,	One hundred forty seven dollars and fifty cents,	147 50
Raymond,	One hundred and sixteen dollars;	116 00
Scarborough,	Five hundred nineteen dollars and sixty cents,	519 60
Sebago,	Fifty dollars and eighty five cents,	50 85
Standish,	Three hundred and thirty three dollars,	333 00
Westbrook,	Five hundred and eighteen dollars,	518 0
Windham,	Three hundred seven dollars and eighty cents,	307 0
Thompson Pond	Thirty two dollars and twenty cents,	32 20
Plantation,		
	Ten thousand seven hundred three dollars and eighty cents;	10,703 80

COUNTY OF LINCOLN.

Alna,	Two hundred five dollars and ninety cents,	205 90
Bath,	Five hundred sixty one dollars and eighty cents,	561 80
Boothbay,	Two hundred twenty five dollars and twenty cents,	225 20
Bowdoin,	Two hundred one dollars and twenty cents,	201 20
Bowdoinham,	Three hundred twenty one dollars and eighty cents,	321 80
Bristol,	Four hundred twelve dollars and sixty cents,	412 60
Camden,	Three hundred fourteen dollars and sixty cents,	314 60
Cushing,	Ninety one dollars and twenty cents,	91 20
Dresden,	Two hundred nine dollars and ten cents,	209 10
Edgecomb,	Two hundred twelve dollars and fifteen cents,	212 15
Friendship,	Seventy dollars and twenty five cents,	70 25
Georgetown,	One hundred ninety three dollars and seventy cents,	193 70
Hope,	One hundred forty two dollars and seventy cents;	142 70
Jefferson,	One hundred ninety six dollars and forty cents,	196 40
Litchfield,	Two hundred sixty eight dollars and thirty cents,	268 30
Lewiston,	One hundred seventy two dollars and eighty cents,	172 80
Lisbon,	Two hundred sixty five dollars and ninety cents,	265 90
Montville,	One hundred eighty six dollars and ninety cents,	186 90
New Castle,	Two hundred eleven dollars and seventy cents,	211 70
Nobleborough,	Two hundred forty six dollars and fifty cents,	246 50
Palermo,	One hundred fifty three dollars and eighty cents,	153 80
Phipsburg,	One hundred ninety five dollars and seventy cents,	195 70
St. George,	One hundred five dollars and sixty five cents,	105 65
Thomaston,	Three hundred ninety eight dollars and sixty cents,	398 60
Topsham,	Two hundred and twenty dollars,	220 00
Union,	Two hundred fifteen dollars and forty cents,	215 40
Waldoborough,	Four hundred sixty two dollars and sixty cents,	462 60
Wales,	Seventy five dollars and ninety cents,	75 90
Warren,	Three hundred and eight dollars,	308 00
Washington,	Eighty five dollars and ten cents,	85 10
Whitfield,	One hundred fifty five dollars and thirty cents,	155 30
Wiscasset,	Three hundred seventy eight dollars and thirty cents,	378 30
Woolwich,	Two hundred forty nine dollars and sixty cents,	249 60
Appleton Plant.	Fifty nine dollars and thirty five cents,	59 35
Montville Plant.	Thirty three dollars and five cents,	33 05
Patricktown Plant.	Twenty dollars and thirty five cents,	20 35

Seven thousand eight hundred twenty seven dollars and forty cents,

7,827 40

COUNTY OF HANCOCK.

Belfast,	Three hundred forty six dollars and fifty cents,	346 50
Belmont,	Seventy four dollars and twenty five cents,	74 25
Bluehill,	One hundred sixty seven dollars and fifty cents,	167 50
Brooks,	Sixty four dollars and sixty five cents,	64 65
Brooksville,	One hundred thirty one dollars and forty cents,	131 40
Bucksport,	Two hundred eighty three dollars and twenty five cents,	283 25
Castine,	Three hundred sixty eight dollars and five cents,	368 05
Deer-Isle,	Two hundred fifty seven dollars and fifty cents,	257 50
Eden,	Ninety eight dollars and ten cents,	98 10
Ellsworth,	One hundred fourteen dollars and thirty five cents,	114 35
Frankfort,	Three hundred eighteen dollars and thirty cents,	318 30
Franklin,	Thirty two dollars and sixty five cents,	32 65
Gouldsborough,	One hundred and two dollars,	102 00
Islesborough,	Eighty nine dollars and sixty cents,	89 60
Jackson,	Seventy two dollars,	72 00
Knox,	Ninety seven dollars and ninety five cents,	97 95
Lincolnville,	One hundred seventy two dollars and fifty cents,	172 50
Monroe,	Ninety three dollars and ten cents,	93 10
Mount Desert,	One hundred fifty eight dollars and ninety five cents,	158 95
Northport,	One hundred eight dollars and twenty five cents,	108 25
Orland,	One hundred eight dollars and ten cents,	108 10
Penobscot,	One hundred thirty four dollars and sixty cents,	134 60
Prospect,	Two hundred and forty three dollars,	243 00
Searsmont,	Ninety three dollars,	93 00
Sedgewick,	One hundred ninety one dollars and ten cents,	191 10
Sullivan,	One hundred forty eight dollars and eighty five cents,	148 85
Surry,	One hundred twenty dollars and five cents,	120 05
Swanville,	Seventy four dollars and eighty cents,	74 80
Thorndike,	Ninety five dollars and thirty cents,	95 30
Trenton,	Eighty six dollars and ninety cents,	86 90
Vinalhaven,	One hundred forty nine dollars and twenty five cents,	149 25
Mariaville,	Thirty seven dollars and ninety one cents,	37 91
No. 14, or Maria-	Eleven dollars and thirty cents,	11 30
ville south,		
No. 26, or Maria-	Sixteen dollars and fifty five cents,	16 55
ville north,		
No. 27, or Richards,	Twelve dollars and seventy cents,	12 70
No. 8,	Six dollars and fifty five cents,	6 55
No. 15, or Eastbrook,	Twelve dollars and twenty five cents,	12 25
No. 8, or Otis,	Seventeen dollars and twenty cents,	17 20
Waldo Plantation,	Twenty five dollars and ninety five cents,	25 95
Residue of Bing-	Sixty four dollars and ninety cents,	64 90
ham's purchase,		
No. 10, adjoining	Six dollars and fifty cents,	6 50
Steuben,		
	Four thousand eight hundred seven dollars and sixty one cents,	4,807 61

COUNTY OF WASHINGTON.

Addison,	Seventy seven dollars and seventy cents,	77 70
Alexander,	Five dollars and ninety five cents,	5 95
Baring,	Five dollars and sixty five cents,	5 65
Calais,	Seventy nine dollars and forty cents,	79 40
Columbia,	One hundred forty two dollars and thirty cents,	142 30
Cooper,	Nineteen dollars,	19 00
Charlotte,	Twenty dollars and eighty five cents,	20 85
Cherryfield,	Fifty seven dollars and sixty cents,	57 60
Cutler,	Forty three dollars and thirty cents,	43 30
Dennysville,	One hundred thirteen dollars and ten cents,	113 10
Eastport,	Four hundred and fifteen dollars,	415 00
East Machias,	One hundred fifty two dollars and twenty five cents,	152 25
Narrington,	Eighty six dollars and ten cents,	86 10

Jonesborough,	One hundred five dollars and thirty five cents,	105 35
Lubec,	Two hundred sixty three dollars and seventy five cents,	263 75
Machias Port,	Sixty dollars and fifty cents,	60 50
Perry,	Seventy one dollars and fifty cents,	71 50
Robinston,	Seventy nine dollars and twenty cents,	79 20
Steuben,	One hundred three dollars and twenty five cents,	103 25
Whiting,	Forty four dollars and seventy five cents,	44 75
West Machias,	One hundred fifty two dollars and twenty five cents,	152 25
Plantation No. 9,	Thirty five dollars and twenty five cents,	35 25
" No. 23,	Twelve dollars and eighty five cents,	12 85
Plan. No. 1, 1st ran.	Nine dollars and fifty five cents,	9 55
" No. 3, "	Eleven dollars and seventy cents,	11 70
" No. 3, 2d	Two dollars and seventy five cents,	2 75
Plantation No. 7,	Six dollars and ninety cents,	6 90
" No. 10,	Thirty dollars and twenty five cents,	30 25
" No. 13,	Eight dollars and eighty cents,	8 80
" No. 14,	Eleven dollars,	11 00
" No. 17,	Two dollars and fifteen cents,	2 15
" No. 18,	Eight dollars and eighty cents,	8 80
" No. 20,	One dollar and eighty five cents,	1 85
Bingham's Pur-	One hundred ninety three dollars and thirty cents,	193 30
chase,		
Houlton Plant.	Nine dollars and fourteen cents,	9 14
		2,443 04
	Two thousand four hundred forty three dollars and four cents,	

COUNTY OF KENNEBEC.

Albion,	One hundred forty two dollars and fifty cents,	142 50
Augusta,	Four hundred and thirty nine dollars,	439 00
Belgrade,	One hundred thirty two dollars and ninety five cents,	132 95
Burnham,	Twenty three dollars and sixty three cents,	23 63
China,	One hundred eighty nine dollars and eighty cents,	189 80
Chesterville,	One hundred three dollars and thirty five cents,	103 35
Clinton,	One hundred eighty five dollars and eighty five cents,	185 85
Dearborn,	Forty four dollars and sixty five cents,	44 65
Farmington,	Three hundred thirty six dollars and fifty cents,	336 50
Fayette,	One hundred twenty eight dollars and eighty five cents,	128 85
Freedom,	Eighty four dollars and sixty cents,	84 60
Gardiner,	Three hundred eighty three dollars and sixty cents,	383 60
Greene,	One hundred eighty six dollars and thirty five cents,	186 35
Hallowell,	Seven hundred four dollars and twenty cents,	704 20
Leeds,	Two hundred five dollars and fifty cents,	205 50
Monmouth,	Two hundred and twenty seven dollars,	227 00
Montgomery,	Fifty seven dollars and forty cents,	57 40
Mount Vernon,	One hundred eighty seven dollars and twenty five cents,	187 25
New Sharon,	One hundred seventy six dollars and thirty five cents,	176 35
Pittston,	Two hundred and twenty nine dollars,	229 00
Readfield,	Two hundred ninety five dollars and fifty cents,	295 50
Rome,	Thirty nine dollars and eighty cents,	39 80
Sidney,	Three hundred eleven dollars and forty cents,	311 40
Temple,	Sixty two dollars and five cents,	62 05
Unity,	One hundred twenty five dollars and ten cents,	125 10
Vassalborough,	Four hundred seventy five dollars and eighty cents,	475 80
Vienna,	Eighty seven dollars and eighty five cents,	87 85
Waterville,	Three hundred sixty five dollars and fifty cents,	365 50
Wayne,	One hundred thirty five dollars and thirty cents,	135 30
Wilton,	One hundred thirty four dollars and ten cents,	134 10
Windsor,	Eighty six dollars and thirty five cents,	86 35
Wintrop,	Three hundred dollars,	300 00
Winslow,	One hundred ninety nine dollars and ninety cents,	199 90

Six thousand seven hundred eighty six dollars and ninety eight cents, 6,786 98

COUNTY OF OXFORD.

Andover,	Seventy two dollars and eighty cents,	72 80
Albany,	Forty two dollars and ninety five cents,	42 95
Brownfield,	Ninety nine dollars and forty five cents,	99 45
Bethel,	One hundred ninety one dollars and forty five cents,	191 45
Buckfield,	Two hundred and seventeen dollars,	217 00
Berlin,	Six dollars and fifty five cents,	6 55
Canton,	Seventy five dollars and fifteen cents,	75 15
Carthage,	Five dollars and seventy cents,	5 70
Denmark,	One hundred eight dollars and fifty cents,	108 50
Dixfield,	Ninety four dollars and fifty five cents,	94 55
Fryeburg,	One hundred forty three dollars and fifty cents,	143 50
" Addition,	Twelve dollars and twenty five cents,	12 25
Gilead,	Forty one dollars and ten cents,	41 10
Greenwood,	Thirty seven dollars,	37 00
Hartford,	One hundred eighty six dollars and fifty cents,	186 50
Hebron,	Two hundred eighty three dollars and fifty cents,	283 50
Hiram,	Ninety dollars and ten cents,	90 10
Jay,	One hundred fifty dollars and twenty cents,	150 20
Lovell,	Sixty four dollars and twenty cents,	64 20
Livermore,	Three hundred and thirty nine dollars,	339 00
Mexico,	Thirty dollars and eighty five cents,	30 85
Norway,	Two hundred twenty dollars and ten cents,	220 10
Newry,	Seventy four dollars and fifty cents,	74 50
Porter,	Seventy three dollars and forty five cents,	73 45
Paris,	Three hundred four dollars and twenty cents,	304 20
Peru,	Sixty dollars and sixty cents,	60 60
Rumford,	One hundred fifty seven dollars and fifty cents,	157 50
Summer,	One hundred forty nine dollars and ten cents,	149 10
Sweden,	Fifty one dollars and ten cents,	51 10
Turner,	Three hundred twenty eight dollars and twenty cents,	328 20
Waterville,	One hundred ninety two dollars and twenty cents,	192 20
Weld,	Eighty three dollars and ninety cents,	83 90
Woodstock,	Sixty two dollars and forty five cents,	62 45
Howard's Gore,	Eight dollars and fifty five cents,	8 55
Bradley & East- man's Grant,	Six dollars and ten cents,	6 10
Fryeburg Acad- emy land	Five dollars and thirty cents,	5 30
Township letter	Five dollars and eighty five cents,	5 85
D. to J. Gardner,	Five dollars and ninety cents,	5 90
Township letter E. to J. Cum- mings,		
No. 1, 1st Range,	Six dollars and thirty five cents,	6 35
No. 1, letter A.	Seven dollars and fifty cents,	7 50
No. 2, letter A.	Eight dollars and fifteen cents,	8 15
No. 2, 1st Range,	Six dollars and thirty cents,	6 30
No. 3, 1st Range,	Eight dollars and forty cents,	8 40
No. 4, 3d Range,	Six dollars,	6 00
No. 5, 3d Range,	Six dollars and fifty cents,	6 50
No. 2, 3d Range,	Six dollars,	6 00
No. 4, 4th Range,	Six dollars and sixty cents,	6 60
No. 2, 2d Range,	Six dollars and sixty cents,	6 60
No. 3, 2d Range,	Eight dollars and seventy five cents,	8 75
No. 3, 3d Range,	Six dollars,	6 00
Letter C. adjoin- ing letter B.	Nine dollars and fifty cents,	9 50
Letter B.	Seven dollars and thirty cents,	7 30
No. 5, 4th Range,	Six dollars and sixty five cents,	6 65
Number 7,	Six dollars and thirty cents,	6 30
Number 8,	Six dollars and fifty five cents,	6 55
Andover surplus west,	Three dollars and fifteen cents,	3 15

Hamlin's Grant.	Forty five cents,	45
North surplus of Andover,	Three dollars and forty five cents,	3 45
	Four thousand two hundred seven dollars and eighty cents,	4,207 80

COUNTY OF SOMERSET.

Anson,	One hundred thirty one dollars and forty five cents,	131 45
Athens,	One hundred thirty dollars and twenty cents,	130 20
Avon,	Fifty two dollars and seventy five cents,	52 75
Bingham,	Thirty six dollars and twenty five cents,	36 25
Bloomfield,	One hundred forty five dollars and forty five cents,	145 45
Canaan,	Seventy six dollars and seventy five cents,	76 75
Corinna,	Thirty three dollars,	33 00
Cornville,	One hundred sixteen dollars and forty five cents,	116 45
Concord,	Thirty three dollars and eighty cents,	33 80
Embden,	Eighty one dollars and ninety five cents,	81 95
Fairfield,	Two hundred twenty six dollars and fifty cents,	226 50
Freeman,	Forty six dollars and five cents,	46 05
Harmony,	Seventy six dollars and ten cents,	76 10
Hartland,	Forty one dollars and sixty five cents,	41 65
Industry,	One hundred dollars and fifty cents,	100 50
Kingfield,	Thirty six dollars and forty cents,	36 40
Madison,	One hundred forty three dollars and twenty five cents,	143 25
Mercer,	Eighty six dollars and fifty five cents,	86 55
Milburn,	Seventy six dollars and seventy five cents,	76 75
Moscow,	Thirty six dollars and twenty five cents,	36 25
Monson,	Thirteen dollars,	13 00
New Portland,	One hundred five dollars and fifty cents,	105 50
New Vineyard,	Seventy two dollars and seventy cents,	72 70
Norridgewock,	Two hundred nineteen dollars,	219 00
Northhill,	Forty six dollars and five cents,	46 05
North Salem,	Nineteen dollars and five cents,	19 05
Palmyra,	Sixty nine dollars and seventy cents,	69 70
Parkman,	Thirty two dollars and twenty cents,	32 20
Phillips,	Forty nine dollars and thirty cents,	49 30
Pittsfield,	Forty five dollars and fifteen cents,	45 15
Ripley,	Forty one dollars and forty cents,	41 40
Solon,	Seventy three dollars and forty cents,	73 40
St. Albans,	Fifty one dollars and forty cents,	51 40
Starks,	One hundred eighteen dollars and forty five cents,	118 45
Strong,	One hundred three dollars and ninety cents,	103 90
No. 2, 1st range,	Twenty one dollars and eighty cents,	21 80
No. 7, 7th range,	One dollar and eighty five cents,	1 85
Part of No. 8, 9th range, granted to heirs of W. Vaughn,	Three dollars and fifteen cents,	3 15
No. 9, 9th range, Sebasticook plan.	Six dollars and forty five cents,	6 45
No. 5, second range, part,	Nine dollars and thirty cents,	9 30
East Pond settle- ment,	Eight dollars and fifty five cents,	8 55
Half Township granted to Sa- co Academy,	Two dollars and eighty cents,	2 80
Bingham's Pur- chase,	Two hundred sixty six dollars and sixty five cents,	266 65
	Three thousand eighty eight dollars and eighty cents,	3,088 80

COUNTY OF PENOBCOT

Atkinson,	Forty seven dollars and thirty cents,	47 30
Bangor,	Two hundred ninety nine dollars,	299 00
Brewer,	One hundred nineteen dollars and sixty cents,	119 60
Brownville,	Twenty eight dollars and ninety five cents,	28 95
Carmel,	Forty dollars and ninety cents,	40 90
Corinth,	Fifty seven dollars and ninety cents,	57 90
Dexter,	Sixty eight dollars and thirty cents,	68 30
Dixmont,	Seventy four dollars and eighty cents,	74 80
Dover,	Thirty one dollars and fifty five cents,	31 55
Dutton,	Thirty one dollars and forty five cents,	31 45
Eddington,	Forty six dollars and sixty five cents,	46 65
Etna,	Twenty three dollars and ninety three cents,	23 93
Exeter,	Seventy four dollars and sixty cents,	74 60
Foxcroft,	Thirty six dollars and fifty five cents,	36 55
Garland,	Fifty five dollars and twenty cents,	55 20
Guilford,	Twenty nine dollars and ninety cents,	29 90
Hampden,	Two hundred and sixty three dollars,	263 00
Hermon,	Forty four dollars and sixty cents,	44 60
Howland,	Seventeen dollars and twenty five cents,	17 25
Kirkland,	Twenty dollars and forty cents,	20 40
Kilmarnock,	Nine dollars and twenty cents,	9 20
Levant,	Thirty six dollars and eighty cents,	36 80
Maxfield,	Eight dollars,	8 00
Milo,	Sixteen dollars and fifty cents,	16 50
Newburg,	Fifty seven dollars and eighty cents,	57 80
New Charleston,	Seventy one dollars,	71 00
Newport,	Seventy two dollars,	72 00
Orono,	Sixty four dollars,	64 00
Orrington,	One hundred forty seven dollars and thirty cents,	147 30
Plymouth,	Twenty one dollars twenty seven cents,	21 27
Sangerville,	Fifty three dollars and forty cents,	53 40
Sebec,	Sixty dollars and fifty cents,	60 50
Williamsburg,	Eighteen dollars and seventy cents,	18 70
Sunkhaze plant.	Twenty two dollars and thirty cents,	22 30
No. 3, 3d range,	Thirty three dollars and fifty cents,	33 50
No. 6, 9th range,	Thirteen dollars and sixty five cents,	13 65
No. 7, 8th range,	Seven dollars and thirty five cents,	7 35
Blakesburg plant.	Twenty four dollars fifteen cents,	24 15
Jarvis' Gore,	Fourteen dollars and forty four cents,	14 44
No. 4, east of Penobscot river,	Nine dollars and sixty five cents,	9 65
No. 1, 6th range,	Six dollars and ninety cents;	6 90
or Boyd,		
No. 5, 9th range, or Boston,	Four dollars and sixty cents,	4 60
No. 3, 2d range,	Four dollars and sixty cents,	4 60
No. 1, 2d range, East of Penobscot river,	Two dollars and thirty cents,	2 30
No. 3, 8th range, or Whitney,	Two dollars and thirty cents,	2 30
	Two thousand one hundred ninety four dollars and four cents,	2,194 04

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RECAPITULATION.

COUNTIES.		
YORK,	Seven thousand nine hundred thirty two dollars and fifty cents,	7,932 50
CUMBERLAND,	Ten thousand seven hundred and three dollars and eighty cents,	10,703 80
LINCOLN,	Seven thousand eight hundred twenty seven dollars and forty cents,	7,827 40
HANCOCK,	Four thousand eight hundred and seven dollars and sixty one cents,	4,807 61
WASHINGTON,	Two thousand four hundred forty three dollars four cents,	2,443 04
KENNEBEC,	Six thousand seven hundred eighty six dollars and ninety eight cts.	6,786 98
OXFORD,	Four thousand two hundred seven dollars and eighty cents,	4,207 80
SOMERSET,	Three thousand eighty eight dollars and eighty cents,	3,088 80
PENOBCOT,	Two thousand one hundred ninety four dollars and four cents,	2,194 04

Forty nine thousand nine hundred and ninety one dollars ninety seven cents, 49,991 97

SECT. 2. *Be it further enacted,* That the Treasurer of the State, shall forthwith send his warrant, directed to the Selectmen or Assessors of each town, plantation or other place, taxed as aforesaid, requiring them respectively to assess the sum, so charged; in manner following, viz: Treasurer to issue his warrant to the Assessors of each town, &c. who are to assess polls and estates.

To each male poll above the age of twenty-one years, within their respective towns, plantations or other places adjoining them, not belonging to any other town or plantation, provided such places were included and returned in the last valuation, at twenty cents, provided, the same shall not exceed one sixth part of the whole sum to be assessed: and if at twenty cents on the poll, the poll-tax shall exceed one sixth part of the sum to be assessed, the poll-tax shall be so reduced, as not to exceed one sixth part of such tax, but shall be made as nearly equal as may be to said sixth part of the whole: and if, by the above rules the proportion of the State, County and Town or Plantation taxes, exclusive of highway taxes, to be paid by the polls, shall, in any town or plantation, exceed two dollars on each poll, it shall be reduced, so as to make that sum; and the highway taxes in such town or plantation shall be assessed in the same proportion; and the residue of such sum, charged as aforesaid, to each town, plantation, or other place respectively, to assess upon the respective inhabitants thereof, according to the value of the real estate therein owned or possessed, by each of them, on the first day of May next, either in his own right, or the right of others, improved or not improved, (except pews in houses of public worship,) or upon the owners of real estate in such town, plantation or other place, whether such owner resides in the same or not, on the first day of May, according to the just value thereof: and upon non-resident proprietors of real estates, lying within such town, plantation or other place in their own right, or the right of others, improved or not improved; and also on all the inhabitants of such town,

Taxable property

plantation, or other place, and all other persons possessing estates within the same, on the first day of May, according to the proportion of the amount of their respective personal estates, including all monies at interest, more than they pay interest for, and all debts due to them, more than they are indebted for; monies of all kinds on hand; public securities of all sorts; all bank stock, and shares (or property) in any incorporated company for a bridge or turnpike road, or shares in any other incorporated company possessing taxable property, according to the just value thereof; and also the amount of all goods, wares and merchandize, or any stock in trade, including stock employed in manufactories, not exempted by law; vessels of all kinds, whether at home or abroad, with all their stores and appurtenances; and all pleasure carriages drawn by one or more horses; mules, horses, and neat cattle, each of one year old and upwards, and swine six months old and upwards; and also the amount of income of such inhabitants from any profession, employment, or by any annuity, or legacy, or other source, or gained by trading at sea or on land, and all other property of the several kinds returned in the last valuation for the purpose of taxation; excepting sheep, household furniture, wearing apparel, farming utensils, tools of mechanics necessary for carrying on their business, and salt works, for the manufacture of salt, and also the machinery in cotton and woolen manufactories; but carding machines used for the purpose of carding rolls from sheep's wool, whether attached to such manufactories or not, shall not by this exception be considered as exempted from taxation.

Not taxable.

SEC. 3. *Be it further enacted*, That every freeholder or tenant, who, by virtue of this act, may be assessed and shall pay any sum for real estate in his possession, may require his landlord, the owner or agent of such estate, to reimburse the half of such sum, unless it be otherwise pro-

Tenant may require his landlord to reimburse half the tax.

vided for by an agreement between them. And every owner of horses, mules, or neat cattle, shall be taxed therefor, in the town, plantation or other place wherein he may be an inhabitant, on the first day of May, notwithstanding any of said creatures may have been sent to some other place for pasturage only, before that time.

Horses, &c. to be taxed to the owner where he resides.

SECT. 4. *Be it further enacted*, That the Treasurer in his said warrant shall require the said Selectmen or Assessors, respectively, to make a fair list or lists of their assessments, setting forth in distinct columns against each person's name how much he or she is assessed for polls, and for real and personal estate and income as aforesaid: distinguishing any sum assessed on such person as guardian, or for any estate in his or her possession in trust, and also insert in such list the number of acres of unimproved land, which they may have taxed on each non-resident proprietor of lands, and the value at which they may have estimated the same; and such list or lists, when completed and signed by them or the major part of them, to commit to the collector or collectors, constable or constables of such town, plantation or other places, respectively, with a warrant or warrants, in due form of law, requiring them to collect and pay the same to the said Treasurer, on or before the first day of January, in the year of our Lord one thousand eight hundred and twenty-seven, and also to return a certificate of the names of such collector or collectors, constable or constables, with the sum total which they may be so required to collect, to the said Treasurer, some time before the first day of December next.

Assessors to make out bills of their assessments;

and commit them to collectors with warrants, and return a certificate thereof to the Treasurer.

SECT. 5. *Be it further enacted*, That all goods, wares and merchandize, or other stock in trade, including stock employed in manufactories, ships or vessels, shall be taxed in the town, plantation or other place, where they are sold, used or improved, notwithstanding the owner or owners may reside in some other place: *Provided*, Such Goods, &c. to be taxed in the town where sold, &c. *Provided*.

person or persons do hire a shop, store or wharf in such town, plantation or other place, and not where they dwell or have their home; and they shall be respectively held to deliver, on oath or affirmation, if required, a list of their whole taxable estates to the Assessors of the town, plantation, or other place where they may dwell, on the said first day of May, distinguishing what part thereof is taxable elsewhere, and in default thereof, they may be doomed by said Assessors: *Provided however,* That this clause shall in no case be so construed as to enable the Assessors of any town, plantation or other place, to assess an inhabitant of any other town, plantation or other place, for any other property charged thereon in the last valuation.

Property of literary and charitable institutions exempted, &c.

Abatements may be made.

SECT. 6. *Be it further enacted,* That all property and estate belonging to any literary or charitable institution shall be exempted from assessment and taxation; and no person shall be taxed in any town, on account, or by reason of his residing there as a student in any literary seminary; and that Indians shall not be assessed and taxed for their polls and estates. And if there be any persons, who, by reason of their poverty may be unable to contribute towards the public charges, in the judgment of the said assessors, they may exempt the polls and estates of such persons, or abate any part of the sum which they are assessed at, as the said assessors may think just and equitable.

County taxes to be in the same proportion as by this act.

Town and other taxes by the same rules.

SECT. 7. *Be it further enacted,* That the Justices of the Court of Sessions, in their respective counties, when duly authorized to assess a county tax, shall apportion the same on the several towns, plantations, and other places therein, according to the proportion at which they are rated in this Act. And in the assessment of all county, town, plantation, parish or society taxes, the assessors of each town, parish, society, plantation or other place within this State, shall govern themselves by the same rules,

and assess the polls therein in the proportion as they may be assessed, to pay a State tax by virtue of this Act, having regard to all such alterations of polls and property as may happen within the same, subsequent to the assessment of the tax made by this Act, excepting such parishes and societies, for which a different provision for assessing their taxes, is made by law: *Provided always*, That it shall be lawful for any town, parish, society or plantation to make, levy and collect any county, town, parish, society or plantation tax, according to a new valuation, and for that purpose to cause a new valuation to be taken therein, at any time of the year which may be determined upon at a legal meeting to be warned for that purpose.

SECT. 8. *Be it further enacted*, That the assessors shall make their several rate lists, to be committed to the collectors or constables in such form, in substance, as shall be prescribed by the Treasurer of the State, when he transmits his warrants to the several towns and plantations, as herein directed.

[Approved by the Governor, March 8, 1826.]

STATE OF MAINE.

SECRETARY OF STATES' OFFICE, }
PORTLAND, APRIL 25, 1826.

I HEREBY CERTIFY, That the Laws contained in this pamphlet have been compared with the originals deposited in this Office, and appear to be correctly printed.

AMOS NICHOLS, Secretary of State.



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